

PREA Audit: Subpart B Short-Term Holding Facilities Audit Report



U.S. Customs and
Border Protection

AUDITOR

Name of Auditor:	(b)(6)(b)(7)(C)	Organization:	Creative Corrections, LLC
Email Address:	(b)(6)(b)(7)(C)	Telephone Number:	(b)(6)(b)(7)(C)

AGENCY

Name of Agency:	U.S. Customs and Border Protection
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PROGRAM OFFICE

Name of Program Office:	Office of Field Operations
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SECTOR OR FIELD OFFICE

Name of Sector or Field Office:	Atlanta Field Office
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Name of Chief or Director:	(b)(6)(b)(7)(C)
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PREA Field Coordinator:	(b)(6)(b)(7)(C)
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Sector or Field Office Physical Address:	157 Tradeport Drive, Atlanta Georgia 30354
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Mailing Address: <i>(if different from above)</i>	
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SHORT-TERM HOLDING FACILITY BEING AUDITED

Information About the Facility

Name of Facility:	Atlanta Hartsfield-Jackson International Airport, F Concourse, Lower Level
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Physical Address:	2600 Maynard H Jackson Jr. Blvd., Atlanta, Georgia
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Mailing Address: <i>(if different from above)</i>	
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Telephone Number:	(b)(6)(b)(7)(C)
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Facility Leadership

Name of Officer in Charge:	(b)(6)(b)(7)(C)	Title:	Acting Port Director
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Email Address:	(b)(6)(b)(7)(C)	Telephone Number:	(b)(6)(b)(7)(C)
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AUDIT FINDINGS

NARRATIVE OF AUDIT PROCESS AND DESCRIPTION OF FACILITY CHARACTERISTICS:

Directions: Discuss the audit process to include the date(s) of the audit, names of all individuals in attendance, audit methodology, description of the sampling of staff and detainees interviewed, description of the areas of the facility toured, and a summary of facility characteristics.

A Prison Rape Elimination Act (PREA) on-site audit of the Customs and Border Protection (CBP) Office Of Field Operations (OFO) Atlanta Hartsfield-Jackson International Airport Port of Entry (H-J POE) Holding Facility was conducted on Tuesday, July 9, 2019, from 05:40 hours until 16:15 hours. The audit was conducted by (b) (7)(E), Certified PREA Auditor, contracted through Creative Corrections, LLC, of Beaumont, Texas. This was the first PREA audit for the H-J POE Holding Area. The Holding Area is a short-term processing and holding area detaining male and female adults, Unaccompanied Alien Children (UAC) and family units for a time period specified to be under 19 hours in normal operations; and pending the inadmissible alien's flight back to their point of origination or transfer for removal or detention. The goal of OFO staff at H-J POE is to determine the admissibility of all aliens as soon as possible and to return or transfer inadmissible aliens in the shortest and safest amount of time possible. The purpose of the audit was to determine compliance with the Department of Homeland Security (DHS) PREA Standards. The on-site audit followed the auditor's electronic review of CBP's PREA policies and procedures and telephonic interviews with CBP Headquarters (HQ) Subject Matter Experts (SMEs). Interviewed HQ SMEs were the Prevention of Sexual Abuse Coordinator, the Office of Professional Responsibility-Sexual Abuse and Assault Investigations Coordinator, and the Office of Professional Responsibility-Personnel Security Division Director.

The Points of Contact for H-J POE was Chief Customs and Border Protection Officer (CCBPO) (b) (7)(E) and Supervisory Customs and Border Patrol Officer (SCBPO)/PREA Field Coordinator (PFC) (b) (7)(E).

An entry-briefing, led by CBP Prevention of Sexual Assault (PSA) Coordinator (b) (7)(E) and the Auditor was conducted at 08:40 on the day of the on-site review. Those in attendance at the entry-brief were:

(b) (7)(E), PSA Coordinator, Privacy and Diversity Office (PDO), HQ
(b) (7)(E), National OFO PREA Coordinator, OFO, HQ (By teleconference)
(b) (7)(E), Deputy PSA Coordinator, Privacy and Diversity Office (PDO), HQ
(b) (7)(E), Port Director, H-J POE
(b) (7)(E), Deputy Port Director, H-J POE
(b) (7)(E), Watch Commander, H-J POE
(b) (7)(E), CCBPO, H-J POE
(b) (7)(E), CCBPO, H-J POE

Immediately prior to the entry-briefing, the Auditor and present HQ staff were given a tour of the H-J POE operations area by the CCBPO, following the path an alien would follow from their arrival gate; through secured airport corridors monitored and controlled by airport security; to the OFO passenger reception area for primary and baggage screening, into secondary screening, and into processing and holding. H-J POE's detainee processing area contains (b) (7)(E) (b) (7)(E), each with a partitioned toilet/sink. (b) (7)(E). In addition, there is a glass-enclosed (b) (7)(E). This area is controlled by an electronic locking system and is directly monitored by the adjacent secondary counter. This counter is slightly raised and allows for unrestricted visual monitoring by assigned officers.

The principle OFO facility at H-J POE is located on the ground floor of Terminal F. During peak flight arrivals in the afternoon and early evening hours, a second smaller screening facility is staffed in the adjacent Terminal E. Passengers are directed to Terminal E through several long corridors. The Terminal E area has (b) (7)(E) (b) (7)(E) with toilets and (b) (7)(E). These toilets are not partitioned but provide privacy as the doors have sliding screens and the (b) (7)(E) are digitally occluded. The Auditor was able to confirm this by viewing all (b) (7)(E). There are Global Entry and OFO self-service kiosks to receive passengers during large flights in both terminals. Non U.S. Citizens are directed to two areas for baggage screening and collection in Terminal F.

The secondary screening counter and (b) (7)(E) are adjacent to the primary screening booths and baggage screening hall. Admissible travelers pass through a monitored doorway, travel down a secure corridor to the left of this area and leave the terminal. Inadmissible or yet to be determined aliens are escorted to the secondary screening counter. Inadmissible aliens who require detention are either placed in the secure temporary holding room

adjacent to the screening counter, or they are escorted to a secure corridor where the processing offices, a search room with (b) (7)(E). Aliens who are held in the larger temporary holding area use an adjacent single lavatory and are escorted by officers who remain outside the door.

All staff with direct contact to detainees are law enforcement Officers. Detainees are escorted in any area where janitorial or maintenance contractors may enter and are always kept separate. There is no on-site CBP medical staff. Medical emergencies are addressed by Atlanta EMS personnel or aliens/detainees are taken to Grady Hospital. The number of OFO Officers assigned to H-J POE is commensurate with the size of the airport and the number of incoming international flights. On the day of the on-site audit, there were assigned primary and secondary screening Officers and there were also flex officers trained to perform both tasks. Officer shifts are 05:15-13:15; 13:00-23:00, 14:00-24:00 and 24:00 to 10:00. Supervisory shifts overlap by one hour. There are overlapping officer shifts in the afternoon and evening to allow for increased alien volume during those hours. A fifteen minute overlap from day to evening shift allows for staff communication. Detainees remaining at H-J POE overnight are maintained in the Terminal F (b) (7)(E).

Processing area/holding room (b) (7)(E) are monitored in the secondary supervisor's office and by the processing/detention officers. The OFO (b) (7)(E) are monitored solely by OFO law enforcement staff.

Scope of the Audit: Prior to the on-site audit, the Auditor was able to review the HQ and Local Pre-Audit Questionnaires (PAQs), the HQ Responsive Documents and Data Requests, local documents, including H-J POE specific documents, HQ Participation documents, and medical provider websites. The Auditor was also able to interview three HQ SMEs.

Following the entry briefing, the Auditor was given a complete tour of the entire facility. The Auditor had complete access to the facility and observed primary screening, secondary screening, processing, and monitoring areas. The Auditor was provided with a private interview area for both staff and detainee interviews with a speaker telephone to access interpretive services. The Auditor was able to use a telephone line to privately call OIG.

During the on-site audit, the Auditor was able to interview staff from all shifts. In total, the Auditor interviewed four local Subject Matter Experts (SMEs) including the Shift Commander and three supervisors from all three shifts. The Auditor interviewed 11 random staff. Twelve interviewed staff members were male and three were female. Note: The two local day-shift SMEs interviewed were the CCBPO and the SCBPO/PFC. The night shift SCBPO was not interviewed because the facility was operating with several staff working overtime due to emergent staff leave and the SCBPO wanted to assist them. There were no partial body searches or cavity searches performed during the audit period at H-J POE. The Auditor was also able to review staff PREA training records electronically following the on-site audit.

The Auditor interviewed two detainees during the on-site audit. The detainees were not accompanied by dependent children and there were no UACs held during the on-site audit. One detainee was a male from Mexico who was Limited-English Proficient (LEP). The second detainee was Honduran and was both LEP and disabled. Language Services Associates was utilized for interpretive services. The Honduran detainee had sight in only one eye but could still read Spanish. Both detainees were determined to be inadmissible and were returned to their country of origin that morning. Neither detainee identified as Lesbian, Gay, Bi-Sexual, Transgender, or Intersex (LGBTI) and did not report being sexually abused when asked. Both detainees reported feeling safe in holding.

SUMMARY OF OVERALL FINDINGS:

Directions: Discuss audit findings to include a summary statement of overall findings and the number of provisions which the facility has achieved compliance at each level: Exceeds Standard, Meets Standard, and Does Not Meet Standard.

On Tuesday, July 9, 2019, an exit briefing for H-J POE was held at 16:00. The exit briefing was opened by Deputy PSA Coordinator (b)(6)(b)(7)(C) and conducted by Creative Corrections Cetified PREA Auditor (b)(6)(b)(7)(C). Those in attendance for the briefing were:

- (b)(6)(b)(7)(C), Deputy PSA Coordinator, PDO, HQ
- (b)(6)(b)(7)(C), National OFO PREA Coordinator, OFO, HQ (by telephonic conference)
- (b)(6)(b)(7)(C), Port Director, H-J POE
- (b)(6)(b)(7)(C), Assistant Port Director, H-J POE
- (b)(6)(b)(7)(C), Watch Commander, H-J POE
- (b)(6)(b)(7)(C), CCBPO, H-J POE
- (b)(6)(b)(7)(C), SCBPO/ PREA Field Coordinator (PFC), H-J POE

During the audit process, the Auditor reviewed the compliance of 25 Subpart B standards at H-J POE. The Auditor found H-J POE exceeded one standard: 115.141; met 22 standards: 115.111; 115.114; 115.116; 115.117; 115.118; 115.121; 115.122; 115.131; 115.132; 115.151; 115.154; 115.161; 115.162; 115.163; 115.164; 115.165; 115.166; 115.167; 115.176; 115.177; 115.182, and 115.186; and did not meet two standards: 115.113 and 115.115.

SUMMARY OF AUDIT FINDINGS	
Number of standards exceeded:	1
Number of standards met:	22
Number of standards not met:	2
OVERALL DETERMINATION	
<input type="checkbox"/> Exceeds Standards (Substantially Exceeds Requirements of Standards)	<input type="checkbox"/> Low Risk
<input type="checkbox"/> Meets Standards (Substantial Compliance; Complies in All Material Ways with the Standards for the Relevant Review Period)	<input checked="" type="checkbox"/> Not Low Risk
<input checked="" type="checkbox"/> Does Not Meet Standards (Requires Corrective Action)	

PROVISIONS

Directions: In the notes, the auditor shall include the evidence relied upon in making the compliance or non-compliance determination for each provision of the standard, 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 Corrective Action Plan Final Determination, accompanied by information on specific corrective actions taken by the facility. Failure to comply with any part of a standard provision shall result in a finding of "Does not meet Standard" for that entire provision, unless that part is specifically designated as Not Applicable. For any provision identified as Not Applicable, provide an explanation for the reasoning. If additional space for notes is needed, please utilize space provided on the last page.

§115.111(a) – Zero tolerance of sexual abuse; Prevention of Sexual Assault Coordinator.

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

Notes:

The facility meets the standard. The agency has taken definitive steps to inform the public, all employees, and detainees of its adherence to the PREA Standards. CBP Directive 2130-030, Prevention, Detection and Response to Sexual Abuse/Assault in CBP Holding Facilities (1/19/2018), the Commissioner's memorandum on CBP Policy on Zero Tolerance of Sexual Abuse and Assault, dated 3/11/15; and the Commissioner's memorandum on UACs in Extended Detention (undated, posted 12/21/18) to all CBP employees clearly outline the duty of all CBP staff members to prevent, detect and respond to all allegations or observations of sexual abuse. Zero-tolerance posters were observed throughout the facility. There were no postings of the audit in either Spanish or English as required by CBP guidance to PREA Field Coordinators (PFC). The Auditor was able to speak with the local union representative who advised the Auditor that all officers had been advised of their ability to speak or communicate with the Auditor by the union.

§115.113(a) through (c) – Detainee supervision and monitoring.

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

Notes:

(a) The agency/facility meets the standard provision through appropriate levels of supervision, operational procedures and (b) (7)(E). Interviews with the Watch Commander (WC) and Supervisors verify shift Supervisors have both the responsibility and latitude to move shift staff or hold staff over as supervision needs require. During the on-site audit, the Auditor never witnessed a level of supervision lower than best practice for holding facilities. (b) (7)(E) currently cover all common areas of primary screening, secondary screening, processing and holding rooms, with the exception of the search room.

(b) The facility does not meet the standard provision. CBP Directive 2130-030 requires each Field Office implement an annual review process for all facilities and review the policy's application for each facility. The WC detailed daily supervisor meetings where supervisory personnel discuss security concerns, passenger load and flow and other pertinent factors. Supervisors have continuous access to the WC and SCBPO/PFC who are based at H-J POE. Unforeseen changes in schedule and passenger flow do occur and the WC and Supervisors adjust post assignments accordingly. Normally, supervision concerns result in staff from the previous shift being held over. While the WC described the reviews of staffing from shift to shift/day to day, they did not indicate a more in-depth review is completed to meet the requirement of an annual review to determine if overall supervision levels are appropriate for the number of aliens/detainees being processed and/or held in comparison to previous years. Corrective action is required. **Corrective Action:** Provide documentation of a formal annual supervision review for H-J POE.

(c) The facility meets the standard provision. Elements detailed in the standard provision are regularly discussed by supervisory personnel regarding day-to-day operations, although there is no formalized annual review containing these elements as required in standard provision (b).

§115.114(a) and (b) – Juvenile and family detainees.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard (requires corrective action)
- Not Applicable (provide explanation in notes):

Notes:

(a) The facility meets the standard provision. CBP National Standards on Transport, Escort, Detention and Search (TEDS) (October 2015) requires juveniles be treated at all times in their best interest in the least restrictive environment and all

guidelines for special populations be taken into consideration. All UACs received at H-J POE are immediately moved to the top of the list for processing. If admissible, an appropriate relative or responsible adult who has secured parental permission to assume custody is to be contacted to accept the UAC. If the UAC is determined to be inadmissible, arrangements are made to return them to their country of origin with the consulate arranging for family or an appropriate guardian to meet them at the airport. The UAC is not placed in holding unless they are disruptive and then they are to be placed by themselves. Normally, they are seated in the temporary holding room by themselves and are continuously monitored by assigned Officers. This procedure was confirmed by both SME and random staff interviews. No UACs were at H-J POE during the onsite audit.

(b) The facility meets the standard provision. Interviewed SMEs and random staff describe a two-tiered vetting process to ensure that a child traveling with an adult is actually a family member. This process involves a document verification with the child's consulate and focused interviewing to detect signs of a natural familial relationship. All UACs who are determined to have arrived without a confirmed family member are held as described in (a) until escorted to a flight, released to an approved relative or released to the Department of Human Services (DHS). This supervision was described by all SME and random staff interviews.

§115.115(b) through (f) – Limits to cross-gender viewing and searches.

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

Notes:

(b) The facility meets the standard provision. CBP TEDS sets specific restrictions for cross-gender viewing and searches, in the absence of truly exigent circumstances. Interviews with Local SMEs and random staff confirm only pat searches are performed at H-J POE and are performed by an Officer of the same sex as the subject. Procedures and SME interviews reveal any strip or body cavity search of a juvenile would have to be performed at a medical facility by a medical professional. The two interviewed detainees reported they were pat searched and the search was performed by an Officer of the same gender.

(c) The facility meets the standard provision. CBP TEDS requires all strip and body cavity searches be documented. The Auditor was informed by the PFC no strip or body cavity searches were performed at H-J POE in the past 12 months.

(d) The facility meets the standard provision. H-J POE has developed internal procedures and practices allowing for privacy during detainee changing and toileting as required in the standard provision and CBP TEDS; showers are not provided at H-J POE. Holding room (b) (7)(E) have been digitally occluded to prevent cross-gender viewing. This was verified by the Auditor's personal viewing of all (b) (7)(E). SME and random staff interviews verify staff has been trained in cross-gender announcements. The Auditor witnessed the handling of male detainees by a female Officer and she both knocked and announced before opening the holding room door.

(e) The facility meets the standard provision. CBP TEDS prohibits the search or examination of a detainee's person solely to determine their gender. All interviewed random staff reported they would ask a detainee to self-identify if they had a need to know the detainee's gender. They all report strip searches cannot be performed except in exigent circumstances and with supervisory review when they have reasonable suspicion contraband is present.

(f) The facility does not meet the standard provision. The Auditor was able to review the agency staff training curricula for pat-down, partial body searches and cavity searches. However, the agency produced no specific training materials for pat searches, searches of transgender or intersex detainees. This lapse in training has created a situation where Officers perform differently when searching transgender or intersex detainees. In regard to transgender searches, more than half of interviewed random staff members report a transgender detainee would be pat searched according to biological status, and as necessary male biological areas would be searched by male Officers and female biological areas would be searched by a female Officer. Some Officers respond to the detainee's self-identification and they are pat searched by an Officer of the same gender as how the detainee identifies. Some Officers ask the detainee the status of their genitalia and they are searched by an Officer of the same biological gender as the detainee indicates, regardless of their gender identification. **Corrective Action:** Provide documentation of specific consistent training on pat searches of transgender and intersex detainees.

§115.116(a) through (c) – Accommodating detainees with disabilities and detainees who are limited English proficient.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 requires staff provide detainees with disabilities (e.g. hearing, sight, intellectual, psychiatric or developmental disabilities), access to CBP efforts to prevent, detect and respond to sexual abuse and assault. Interviewed random staff at H-J POE explained how they would accommodate detainees with such special needs. There was only one detainee with a disability on the day of the on-site audit and he presented with blindness in one eye. His disability did not prevent him from seeing the PREA poster. Staff in primary screening accommodated aliens in wheelchairs. All randomly interviewed staff report they would read or explain PREA requirements to any alien who was detained. Guidelines for assisting disabled aliens were posted throughout the secondary screening and processing areas.

(b) The facility meets the standard provision. CBP Directive 2130-030 requires LEP detainees be provided in-person or accurate, effective and impartial telephonic interpretation services. All PREA posters are posted in seven common languages encountered at H-J POE. Several Officers at H-J POE are fluent in Spanish and two are fluent in Chinese. All staff report they have been able to assist LEP detainees via the available U.S. Citizenship and Immigration Service (USCIS) interpretive language telephone line.

(c) The facility meets the standard provision. CBP Directive 2130-030 directs other detainees are not to be utilized as interpreters when a detainee has alleged sexual abuse or has been found to be sexually abused. The Auditor was able to verify local practice at H-J POE is consistent with the Directive through interviews with the PFC and Supervisors. All interviewed Officers reinforce other detainees may not be used in these circumstances and state they would use a neutral staff member if appropriate or the language line as per their directions in muster.

§115.117(a) through (f) – Hiring and promotion decisions.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 requires the Office of Human Resources Management (HRM) ensure compliance with hiring, promotion and discipline requirements as outlined in the standard provision. This Directive requires the Office of Acquisition place policies and procedures in place to ensure CBP does not hire any contractors who have a history of sexual abuse. Interview with the HQ Hiring Center SME and documents downloaded from HRM verify compliance with the standard provision for employees.

(b) The facility meets the standard provision. Interview with the HQ Hiring Center SME verifies new employees and employees seeking promotion must complete an application asking about previous sexual misconduct and the application informs staff of an affirmative duty to disclose any such future misconduct.

(c) The facility meets the standard provision. The Auditor selected the names of 21 random staff members of all ranks from H-J POE. The names were submitted to the Personnel Security Division (PSD). A computer check of these employees found the agency to be in compliance with pre-hire and five-year updated PSD investigations.

(d) The facility meets the standard provision. H-J POE currently uses no contractors who have direct contact with detainees. Contractors are physically separated from detainees who are always escorted by Officers.

(e) The facility meets the standard Provision. CBP Directive 2130-030 requires HRM promulgate policies and procedures insuring compliance with the requirements of the standard provision. Interview with the HQ Hiring Center SME confirms it is agency policy to rescind an offer of employment to a prospective employee or to terminate the employment of any employee who provides false information or makes a material omission regarding sexual abuse misconduct. Staff are informed of this policy through CBP Directive 2130-030.

(f) The facility meets the standard provision. CBP Directive 2130-030 allows for the provision of any substantiated allegations of sexual abuse regarding former employees upon receiving a request to do so from an institutional partner for whom such an employee has applied to work, unless prohibited by law. Interview with the HQ Hiring Center SME verifies this practice by the agency.

§115.118(a) and (b) – Upgrades to facilities and technologies.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard (requires corrective action)
- Not Applicable (provide explanation in notes):

Notes:

- (a) The facility meets the standard provision. H-J POE has not undergone any significant renovation since May 6, 2014. In planning for any future renovations, the APD advised the Auditor all POE renovations/expansions require a review by both the CBP/OFO and HQ to ensure all CBP objectives and directives are met including PREA.
- (b) The facility meets the standard provision. (b) (7)(E) at H-J POE currently satisfies PREA standards and includes (b) (7)(E) of detainee processing and holding rooms. (b) (7)(E) are currently utilized to enhance detainee supervision and safety and to monitor staff compliance with PREA.

§115.121(c) through (e) – Evidence protocols and forensic medical examinations.

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

Notes:

- (c) The facility meets the standard provision. CBP Directive 2130-030 specifies the treatment services to be provided to a detainee victim of sexual assault. H-J POE utilizes the services of Grady Hospital, Atlanta, for forensic examinations of sexual abuse victims determined to be evidentiarily or medically appropriate at no cost to the detainee and only with the detainee's consent. The examination is to be performed by a Sexual Assault Forensic Examiner (SAFE) or a Sexual Assault Nurse Examiner (SANE) where practicable. This practice was confirmed via interviews with the WC and all Supervisors but one, who was unaware of the services available at Grady Hospital. The Auditor was also able to confirm the services through examination of Grady Hospital's Rape Crisis Center website.
- (d) The facility meets the standard provision. The Auditor determined Grady Hospital has sexual abuse forensic examination services in-house through their Rape Crisis Center. These services include victim advocacy on-site. SME interview with the WC verified that transported victims would always have access to victim advocates at Grady Hospital.
- (e) The facility meets the standard provision. SME interview with the WC verifies the Atlanta Police Department has been advised of and are agreeable to following PREA requirements.

§115.122(c) and (d) – Policies to ensure investigation of allegations and appropriate agency oversight.

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

Notes:

- (c) The facility meets the standard Provision. CBP Directive 2130-030 requires prompt reporting of all sexual assaults/allegations to the facility administrator or agency office. All interviewed Local SMEs and random staff report they will immediately report such incidents up the chain-of-command and to the Joint Intake Center (JIC). Interviewed SMEs also report the incident, if in violation of the law, would be reported to local law enforcement. Additional confirmation of the reporting procedures was received during the interview with the WC who stated they are informed of all allegations and ensure all appropriate agency offices and local law enforcement are notified immediately. These requirements are also specified on the PREA Quick Reference Card.
- (d) The facility meets the standard provision. Interview with the HQ PSA Coordinator verifies her office is advised of incidents/allegations of sexual abuse from the JIC, the Commissioner's Situation Room or the Office of Refugee Resettlement in the U.S. Department of Health and Human Services.

§115.131(a) through (c) – Employee, contractor and volunteer training.

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

Notes:

- (a) The facility meets the standard provision. All H-J POE staff have received the mandatory eight-point PREA training including the agency's zero-tolerance policies, detainee's rights to be free of sexual abuse and staff duty to report allegations of sexual abuse. Random staff interviews confirm this training is received annually via the DHS online Performance and Learning Management System (PALMS). Note: Contract staff (maintenance, janitorial and external security) are not required to receive training as H-J POE ensures contract staff and detainees have no direct contact as all detainees are under constant staff supervision in either the holding or monitoring areas. There is no CBP medical staff at H-J POE and no volunteers work at H-J POE at this time.
- (b) The facility meets the standard provision. Reviewed training records verify the substantial majority of staff at H-J

POE were trained within two years of the effective date of the standards or upon hire, if hired after the initial training. There were six staff members at H-J POE who did not complete the initial training when required but this deficiency was addressed prior to the on-site audit. Reviewed training records confirm all staff from the reviewed sample received refresher training as required. Random staff interviews confirm PALMS training, pat search refresher training, and training on PREA and UAC-related local procedures occur during musters. The musters are both emails and face-to-face.

(c) The facility meets the standard provision. Training records are maintained electronically and are maintained for a minimum of five years as required by the standard. Local SME interview with the CCBPO verifies compliance.

§115.132 – Notification to detainees of the agency’s zero-tolerance policy.

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

Notes:

The facility meets the standard. H-J POE maintains colorful, large print posters of DHS’s zero-tolerance policy in all detainee holding areas, in all processing areas, in all staff lounges and office areas, and in all secondary alien screening areas. The posters are printed and posted in English and six other commonly spoken languages. The posters were prominently displayed in the holding room area. SME and random staff interviews verify staff are relying on all aliens/detainees to read the PREA posters; they do not, and are not required to, point to them, explain them or make any PREA statements as part of routine screening. When asked about detainees who are found to be functionally illiterate, interviewed officers responded that they would ask safety questions and explain PREA rights where indicated. The agency addresses zero-tolerance prominently on its website at <https://www.cbp.dhs.gov/about/care-in-custody>. This posting was reviewed by the Auditor.

§115.134 – Specialized training: Investigations.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard (requires corrective action)
- Not Applicable (provide explanation in notes):

Notes:

N/A – Refer to the CBP Sexual Abuse Investigations Audit Report.

§115.141(a) through (e) – Assessment for risk of victimization and abusiveness.

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

Notes:

(a) The facility exceeds the standard provision. CBP TEDS and CBP Directive 2130-030 require all detainees be assessed for being at high risk of sexual abuse before being placed in a hold room or holding facility. If a detainee is found to be at high risk, staff are to take steps to mitigate the danger. SME interviews illustrated that H-J POE leadership has prioritized detainee safety at the airport. Random staff interviews confirmed Officers consider the factors detailed in TEDS including previous criminal record, age, physical build, identification as LGBTI, history of sexual abuse victimization or perpetration, and the detainee’s verbalized concerns for their own safety. Random staff interviews also demonstrated a high level of interviewing skills by secondary screening Officers.

(b) The facility meets the standard provision. All detainees at H-J POE are asked about their concerns for their personal safety at H-J POE. Staff are looking for vulnerability, potential abusers, and suicidality in all detainees. Interviewed detainees reported they were asked about their personal safety and if they felt safe. All interviewed random staff reported they ask detainees about their safety in holding while being processed and also assess if detainees are at potential for being sexual abused, or being sexual abusers, by looking at past offense histories, etc.

(c) The facility meets the standard provision. CBP TEDS requires processing Officers consider factors outlined in the standard provision. Randomly interviewed Officers were able to refer to the factors on the PREA Quick Reference Card and indicate they do consider these factors when processing new detainees, including their physical separation in the secondary monitoring area.

(d) The facility meets the standard provision. Interviewed Local SMEs report upon a detainee being identified as high risk of victimization and no (b) (7)(E) being available, Officers will consult the on-duty supervisor and an Officer will be detailed to provide continuous sight and sound supervision. The majority of Officers confirm they would report their

concerns regarding high risk detainees to the supervisor and either a (b) (7)(E) placement or continuous supervision would be provided.

(e) The facility meets the standard provision. CBP TEDS requires staff ensure assessments are conducted in private where sensitive information cannot be learned by other parties. The dissemination of sensitive information is to be controlled on a "need to know" basis. Random staff interviews verify this practice. This practice was also supported by both interviewed detainees.

§115.151(a) through (c) – Detainee reporting.

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

Notes:

(a) The facility meets the standard provision. Both CBP TEDS and CBP Directive 2130-030 provide multiple ways for detainees to report sexual abuse/assault, retaliation and/or staff neglect, or violations of policy leading to sexual assault. HQ and Local SME interviews verify detainees may report abuse orally or in writing to staff; third party reports are accepted, and detainees may request to make private anonymous telephone calls to OIG. Interviews with all local SMEs and random staff verify staff understand detainees can report sexual abuse/sexual assault several ways including orally, in writing or by asking to make a private call to the OIG.

(b) The facility meets the standard provision. Local SME and random staff interviews confirm Officers have been trained to advise a detainee how they can report sexual abuse to them or by contacting OIG via the hotline number on the poster. They report they point the poster out to the detainee during processing. The Auditor was able to reach OIG via the hotline number from the secondary processing area at H-J POE.

(c) The facility meets the standard provision. Random staff interviews confirm staff must accept oral, written or third party reports of sexual abuse. Staff also verified all reports, regardless of type, must immediately be forwarded to their supervisor and an incident report must immediately be generated electronically.

§115.154 – Third-party reporting.

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

Notes:

The facility meets the standard provision. CBP Directive 2130-030 directs third parties may report sexual abuse on behalf of detainees. The DHS posters direct third parties on how to make written or telephonic reports to OIG. Random staff interviews confirm this practice as all interviewed Officers were aware of the third-party reporting guarantees on the PREA poster. During the on-site audit, the Auditor was able to place a call to OIG from the office designated for detainee private calls. The public is informed of reporting procedures by inquiry to OFO staff who are trained in these procedures or by accessing the CBP public domain website. That website is:

<https://www.cbp.gov/about/care-in-custody>.

§115.161(a) through (d) – Staff reporting duties.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 requires all staff to report immediately any knowledge, suspicion or information regarding an incident of sexual abuse/assault; retaliation against detainees or staff who made such a report or participated in an investigation of sexual abuse, or any staff neglect or violation of responsibilities contributing to an incident of sexual abuse/assault. Both interviewed Local SMEs and random staff affirm these responsibilities and most responded with the phrase "duty to report". All interviewed random staff state they could report sexual abuse outside of the chain-of-command by reporting to another supervisor or calling OIG.

(b) The facility meets the standard provision. H-J POE staff have been issued the PREA Quick Reference Cards. Staff report during random staff interviews they must immediately report incidents to their supervisors and supervisors must ensure incidents are reported to local law enforcement, JIC, and the Commissioner's Situation Room.

(c) The facility meets the standard provision. Random staff interviews verify dissemination of information regarding sexual assault is limited to their immediate supervisor, staff necessary to protect the detainee and the crime scene and anyone else with a need to know.

(d) The facility meets the standard provision. Interview with the HQ Sexual Abuse and Assault Investigations (SAAI) SME reveals sexual assaults of victims under age 18 and vulnerable adults are to be reported to the designated State or local services agency by the Area Port Director (APD) or their designee and at the direction of OPR/SAAI.

§115.162 – Agency protection duties.

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

Notes:

The facility/agency meets the standard. CBP TEDS requires when any agency employee has a reasonable belief circumstances may exist which place a detainee at imminent risk of sexual assault; the employee has a duty to take immediate action to protect the detainee. Local interviews with SMEs affirm the detainee must immediately be protected by direct constant supervision (sight and sound) in the monitoring area. One officer must remain with the protected detainee at all times. Random staff interviews confirm they would protect any detainee at imminent risk of sexual abuse/assault by direct supervision as directed by their supervisor. They would not leave the side of the detainee.

§115.163(a) through (d) – Report to other confinement facilities.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 requires should a detainee have been sexually abused/assaulted at another facility prior to arriving at H-J POE, the agency or administrator of the sending facility must be notified. Interview with the SBPO/PFC verifies the Acting H-J POE APD or their designee would make this notification. The SBPO/PFC reports they would reach out to the AAPD first.

(b) The facility meets the standard provision. The standard provision requires the notification be made within 72 hours of receiving the allegation. The PFC stated the Acting H-J POE PD or their designee will make the notification immediately.

(c) The facility meets the standard provision. The PFC indicates the notification would be documented in the detainee's electronic record.

(d) The facility meets the standard provision. The PFC reports the advised agency, if outside CBP, would be notified of the PREA requirements. SME interview with the SBPO/PFC verifies if H-J POE receives an allegation from another facility a detainee was sexual assaulted while at H-J POE, the allegation would be referred to the JIC for investigation.

§115.164(a) and (b) – Responder duties.

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

Notes:

(a) The agency/ facility meets the standard provision. CBP Directive 2130-030 requires upon learning of a detainee sexual assault, the first responding Officer or their supervisor is to perform all first responder duties delineated in the standard provision. In addition to training all law enforcement personnel on first responder duties, the agency/facility has provided all law enforcement Officers with pocket reference cards of their first responder duties. All interviewed random staff knew their responsibilities to separate the alleged victim and abuser, inform their supervisor, address medical emergencies, preserve evidence at the crime scene and on the alleged victim and alleged abuser and notify JIC of the incident immediately. SME interviews verify first responder duties have been discussed during musters and when the pocket reference cards were distributed.

(b) The standard provision is not applicable. Only law enforcement Officers interact directly with detainees during their entire hold at H-J POE.

§115.165(a) through (c) – Coordinated response.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 is the agency's coordinated institutional plan for prevention, detection and response to sexual abuse. The Directive provides a clear progressive plan for the prevention, detection and response components of addressing sexual abuse in holding.

(b)(c) The facility meets the standard provision. CBP Directive 2130-030, requires H-J POE to notify another DHS facility if the victim of sexual abuse/assault is transferred. The H-J POE APD or designated supervisor makes the notification. This notification includes the detainee's need for medical or social services. H-J POE must also make the same notifications to a non-DHS facility, if the law allows for this notification. This notification is made by the H-J POE APD or their designated supervisor and was confirmed by interviews with the WC and the PFC.

§115.166 – Protection of detainees from contact with alleged abusers.

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

Notes:

The facility meets the standard. SME interview with the SBPO/PFC SME verifies any employee, contractor or volunteer accused of sexual abuse/sexual assault would be removed from duties involving detainee contact pending the results of the OPR/SAAI investigation. H-J POE by practice does not allow direct contact between contractors and detainees and has no volunteers. Interview with the HQ Labor and Employee Relations (LER) SME reports Officers do not supervise contractors, but control detainee exposure. Should contractor/detainee contact somehow occur and there is an allegation of sexual abuse/assault, by first responder procedure, the contractor would be removed from detainee contact and the APD would seek the removal of the contractor from the facility.

§115.167 – Agency protection against retaliation.

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

Notes:

The facility meets the standard. CBP TEDS prohibits CBP staff from retaliating against any person, including a detainee, who alleges or complains about mistreatment, participates in an investigation into an allegation of staff misconduct, including sexual abuse, or for participating in sexual activity as a result of force coercion, threats, or fear of force. The training on and implementation of this policy was verified by interviews with the HQ OPR/SAAI SME and the Local SMEs. Random staff interviews resulted in a consistent response; any form of retaliation by either a detainee or a staff member cannot be tolerated and would be reported either up the chain-of-command or to OIG, if circumstances required such a report.

§115.171 – Criminal and administrative investigations.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard (requires corrective action)
- Not Applicable (provide explanation in notes):

Notes:

N/A – Refer to the CBP Sexual Abuse Investigations Audit Report.

§115.172 – Evidentiary standard for administrative investigations.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard (requires corrective action)
- Not Applicable (provide explanation in notes):

Notes:

N/A – Refer to the CBP Sexual Abuse Investigations Audit Report.

§115.176(a) and (c) through (d) – Disciplinary sanctions for staff.

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

Not Applicable (provide explanation in notes):

Notes:

(a) The agency/facility meets the standard provision. There were no substantiated allegations of sexual abuse at H-J POE during the last 12 months. Interviews with HQ LER SME verifies disciplinary action is pursued in all cases of substantiated sexual assault or violating sexual abuse policies and removal is always the presumptive action. CBP Directive 2130-030 states CBP personnel may be subject to disciplinary or adverse action up to and including removal from their position and Federal Service for substantiated allegations of sexual abuse and/or assault and/or for violating CBP's sexual abuse policies.

(c) The agency meets the standard provision. Interview with the HQ LER SME reveals there were no reports of substantiated sexual abuse/violation of sexual abuse policies for staff at H-J POE. Interview with the HQ OPR/SAAI SME confirms all substantiated cases of sexual abuse are referred to appropriate law enforcement agencies by the APD and notification is coordinated by HQ OPR/SAAI SME. The H-J POE PFC reports this notification would be directed by HQ OPR/SAAI through the APD's Office.

(d) The agency meets the standard provision. Interview with the HQ OPR/SAAI SME verifies removals for substantiated sexual abuse/violations of sexual abuse policies would be reported to relevant licensing bodies, to the extent known. This report would be made by HQ OPR/SAAI.

§115.177(a) and (b) – Corrective action for contractors and volunteers.

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

Notes:

(a) The facility meets the standard provision. CBP Directive 2130-030 requires any contractor or volunteer suspected of perpetrating sexual abuse and/or assault is to be removed from all duties requiring detainee contact pending the outcome of the investigation. Interviews with Local SMEs reveal all suspected perpetrators of sexual abuse are to be immediately removed from contact with detainees. H-J POE does not utilize volunteers and H-J POE has excluded contractors from direct contact with detainees by local procedure and practice. Interview with the HQ OPR/SAAI SME verifies any substantiated allegation of sexual abuse would result in notification of the allegation to appropriate law enforcement agencies by the APD or their designee and to the Office of Acquisition to have a contractor barred from Federal Service. OPR/SAAI would also notify any appropriate licensing bodies of any substantiated allegations of sexual abuse.

(b) The facility meets the standard provision. Local SME interview with the H-J POE PFC verifies any contractor suspected of perpetrating sexual abuse would be removed from all duties where detainee contact could occur pending the outcome of the investigation. This removal would be made by the APD.

§115.182(a) and (b) – Access to emergency medical services.

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

Notes:

(a)(b) The facility meets the standard provision. Detainee victims of sexual abuse at H-J POE would be immediately transported to Grady Hospital Rape Crisis Center. This facility provides the comprehensive medical services required in the standard provision. The services would be provided to the victim at no charge and even if the victim refuses to cooperate with the sexual abuse/assault investigation. Local SME interviews with the H-J POE WC and PFC verify these services and requirements. They also verified these services would be provided without cost to the detainee and regardless of the victim recanting their allegation or not cooperating with the subsequent investigation.

§115.186(a) – Sexual abuse incident reviews.

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

Notes:

The agency meets the standard. The HQ PAQ indicates there have been no investigations of sexual abuse allegations at this facility in the past 12 months. Interview with the HQ PSA Coordinator reveals their office regularly receives sexual abuse incident reviews within 30 days after the conclusion of a sexual abuse investigation at a facility. The Incident Review Committee (IRC) is comprised of three HQ Program Managers. The H-J POE APD indicates the H-J POE APD would implement any recommendations made by the IRC.

§115.187 – Data collection.

- Exceeded Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Not Applicable (provide explanation in notes):

Notes:

Data collection is performed by Headquarters staff and was not audited locally.

ADDITIONAL NOTES

Directions: Please utilize the space below for additional notes, as needed. Ensure the provision referenced is clearly specified.

None.

AUDITOR CERTIFICATION:

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

(b)(6)(b)(7)(C) _____
Auditor's Signature

August 3, 2019 _____
Date

**PREA Audit: Subpart B
Short-Term Holding Facilities
Corrective Action Plan Final Determination**



U.S. Customs and Border Protection

AUDITOR

Name of Auditor:	(b)(6)(b)(7)(C)	Organization:	Creative Corrections, LLC
Email Address:	(b)(6)(b)(7)(C)	Telephone Number:	(b)(6)(b)(7)(C)

AGENCY

Name of Agency:	U.S. Customs and Border Protection
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PROGRAM OFFICE

Name of Program Office:	Office of Field Operations
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SECTOR OR FIELD OFFICE

Name of Sector or Field Office:	Atlanta Field Office
Name of Chief or Director:	(b)(6)(b)(7)(C)
PREA Field Coordinator:	(b)(6)(b)(7)(C)
Sector or Field Office Physical Address:	157 Tradeport Drive, Atlanta, Georgia 30354
Mailing Address: (if different from above)	Same as Above

SHORT-TERM FACILITY BEING AUDITED

Information About the Facility

Name of Facility:	Atlanta Hartsfield-Jackson International Airport, F Concourse, Lower Level
Physical Address:	2600 Maynard H Jackson Jr. Blvd., Atlanta, Georgia
Mailing Address: (if different from above)	Same as Above
Telephone Number:	(b)(6)(b)(7)(C)

Facility Leadership

Name of Officer in Charge:	(b)(6)(b)(7)(C)	Title:	Acting Port Director
Email Address:	(b)(6)(b)(7)(C)	Telephone Number:	(b)(6)(b)(7)(C)

FINAL DETERMINATION

SUMMARY OF AUDIT FINDINGS:

Directions: Please provide summary of audit findings to include the number of provisions with which the facility has achieved compliance at each level after implementation of corrective actions: Exceeds Standard, Meets Standard, and Does Not Meet Standard.

An on-site audit of the Office of Field Operations (OFO), Hartsfield-Jackson Atlanta International Airport Port of Entry (POE) Holding Facility, was conducted on July 9, 2019, and the preliminary findings report dated August 3, 2019 was submitted on August 8, 2019. Following comments from CBP Headquarters and from the Auditor, the report dated August 3, 2019 was submitted as a Final Draft on September 3, 2019.

At that time, the Auditor reviewed the compliance of 25 Subpart B standards and the Hartsfield-Jackson Atlanta International Airport POE was found to have exceeded one standard (115:141). The POE was found to be in compliance with 22 standards: (115.111; 115.114; 115.116; 115.117; 115.118; 115.121; 115.122; 115.131; 115.132; 115.141; 115.151; 115.154; 115.161; 115.162; 115.163; 115.164; 115.165; 115.166; 115.167; 115.176; 115.177; 115.182 and 115.186). The Hartsfield-Jackson Atlanta International Airport POE was found to not be in compliance with two standards: (115.113 and 115.115).

On February 7, 2020, the Hartsfield-Jackson Atlanta International Airport POE submitted a preliminary Corrective Action Plan (CAP) with a completion date of June 1, 2020. Several documents were requested by the Auditor and clarification of transgender pat-down searches was sought and received. On February 10, 2020, the Hartsfield-Jackson Atlanta International Airport POE submitted an Annual Review of Detainee Supervision Guidelines document, to comply with standard 115.113. The report was reviewed and the Auditor requested additional information. On April 14, 2020, an amended Annual Review of Detainee Supervision Guidelines was submitted by the Hartsfield-Jackson Atlanta International Airport POE. This information was reviewed by the Certified PREA Auditor and Program Manager for Creative Corrections and accepted. The Hartsfield-Jackson Atlanta International Airport POE submitted staff re-training, muster and staff sign-offs for standard 115.115 on July 10, 2020. After an additional document was received on July 17, 2020, Hartsfield-Jackson Atlanta International Airport is now compliant with all PREA standards.

Although there was regular communication between Creative Corrections and CBP Headquarters, the CAP was not completed within the required 180 day time period.

PROVISIONS

Directions: After the corrective action period, or sooner if compliance is achieved before the corrective action period expires, the auditor shall complete the Corrective Action Plan Final Determination. The auditor shall insert the provision(s) below that required corrective action and state if the facility’s implementation of the provision now “Exceeds Standard,” “Meets Standard,” or “Does not meet Standard.” The auditor shall include the evidence replied upon in making the compliance or non-compliance determination for each provision that was found non-compliant during the audit.

§115.113

- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard

Notes:

The Hartsfield-Jackson Atlanta International Airport POE submitted a record of an Annual Review of Detainee Supervision Guidelines dated February 10, 2020, which initially did not satisfy all elements of the standard. Elements missing were the correct listing of participants and a description of responses employed to respond to the different types of populations entering the Port of Entry determined to be inadmissible. On April 14, 2020, an amended Annual Review of Detainee Supervision Guidelines was submitted to the Reviewing Auditor via Headquarters and was found to be satisfactory. The Hartsfield-Jackson Atlanta International Airport POE is now compliant with 115:113.

§115.115

- Exceeds Standard (substantially exceeds requirement of standard)
- Meets Standard (substantial compliance; complies in all material ways with the standard for the relevant review period)
- Does not meet Standard

Notes:

On July 10, 2020, the Hartsfield-Jackson Atlanta International Airport POE submitted both local and national documents outlining officer performance requirements regarding cross-gender staff announcements upon entering holding rooms, proper personal search techniques, cross-gender searches, determination of detainee gender identification and proper procedures for the pat search of transgender detainees. Also submitted were staff training muster sign-offs and acknowledgements from December 2018. The Auditor questioned the dates of re-training and on July 15, 2020, the Auditor received additional documentation of retraining musters issued on July 15, 2020, to all personnel at Hartsfield-Jackson Atlanta International Airport POE. The Hartsfield-Jackson Atlanta International Airport POE is now compliant with Standard 115.115.

OVERALL DETERMINATION - AFTER IMPLEMENTATION OF THE CORRECTIVE ACTION PLAN	
<input type="checkbox"/> Exceeds Standards (Substantially Exceeds Requirements of Standards) <input checked="" type="checkbox"/> Meets Standards (Substantial Compliance; Complies in All Material Ways with the Standards for the Relevant Review Period) <input type="checkbox"/> Does Not Meet Standards (Requires Corrective Action)	<input checked="" type="checkbox"/> Low Risk <input type="checkbox"/> Not Low Risk

AUDITOR CERTIFICATION:

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

(b)(6)(b)(7)(C) _____
Reviewing Auditor's Signature

July 28, 2020
Date