STATEMENT OF DEFICIENCIES AND PLAN OF CORRECTION	(X1) PROVIDER/SUPPLIER/CLIA IDENTIFICATION NUMBER:	(X2) MULTIPLE CONSTRUCTION	(X3) DATE SURVEY COMPLETED
	110377	A. BUILDING: _____ B. WING _____	R-C 11/03/2023

NAME OF PROVIDER OR SUPPLIER	STREET ADDRESS, CITY, STATE, ZIP CODE
FOSTER COMMUNITY CORRECTIONS CENTER	5706 ODANA RD MADISON, WI 53719

(X4) ID PREFIX TAG	SUMMARY STATEMENT OF DEFICIENCIES (EACH DEFICIENCY MUST BE PRECEDED BY FULL REGULATORY OR LSC IDENTIFYING INFORMATION)	ID PREFIX TAG	PROVIDER'S PLAN OF CORRECTION (EACH CORRECTIVE ACTION SHOULD BE CROSS-REFERENCED TO THE APPROPRIATE DEFICIENCY)	(X5) COMPLETE DATE
{N 000}	Initial Comments On 11/03/2023, Surveyor conducted a complaint investigation and verification visit at Foster Community Corrections Center. One deficiency was identified. The previous violation from statement of deficiency (SOD) 8VK111, dated 08/08/2023 was substantially corrected. Under statutory provisions of Wis. Stat. Ch50, $200 revisit fee is being assessed. Census: 20	{N 000}		
N 348	83.32(3)(d) Rights of Residents: Free from mistreatment In addition to the rights under s. 50.09, Stats., each resident shall have all of the following rights: Freedom from mistreatment. Be free from physical, sexual and mental abuse and neglect, and from financial exploitation and misappropriation of property. This Rule is not met as evidenced by: Based on record review and interview, the provider did not ensure Client 4 was free from sexual abuse. Findings include: The provider is licensed to care up to 20 residents in the following client groups: correctional clients.	N 348		

LABORATORY DIRECTOR'S OR PROVIDER/SUPPLIER REPRESENTATIVE'S SIGNATURE | TITLE | (X6) DATE

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N 348	Continued From page 1 On 08/24/2023, the Department received a complaint alleging concerns a staff member engaged in sexual activity with a client. On 10/26/2023, Surveyor reviewed the provider's investigation and identified the following: Client 4 admitted on 05/17/2023 and discharged on 08/16/2023. Employee D was hired on 06/14/2023 and resigned on 08/02/2023. The provider's investigation documented: "Investigation started: 08/07/2023 Investigation ended: 08/16/2023 Under investigation for: Sexual Assault 08/07/2023 On the above date this [PREA Coordinator E] received a text message from [Counselor C]. The text said that a client, [Client 4] was not feeling well and had to go to the hospital. [Counselor C] said that when [Client 4] went to the hospital the facility got a call from a former employee, [Employee D]. [Employee D] resigned from [his/her] position on August 2nd. [Counselor C] said that [Employee D] wanted to talk to [Client 4] and to make sure that [s/he] was ok because [s/he] somehow knew that [Client 4] was not feeling well. [Employee D] was told that [Client 4] was not there and staff did not tell [Employee D] [his/her] whereabouts but [Employee D] said that [s/he] would try reaching out to [him/her] at the hospital. [Counselor C] thought this was very suspicious since staff never told [Employee D] that [Client 4] was on the way to the hospital. [Counselor C] also knew that while [Employee D]	N 348		

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N 348	Continued From page 2	N 348		

was employed with the provider [s/he] was talked to several times about [his/her] boundaries and that is why [Counselor C] reported the incident to this writer.

... ... Later that day this writer got a call from [Case Manager B] saying that [Client 4] was apprehended in Lake Mills and that [s/he] was at [Employee D's] House. Lake Mills police called the facility and told staff that [Client 4] was currently locked up in Jefferson County Jail and that [Employee D] was the one that called [him/her] in saying that [Client 4] was harassing [him/her].
At this point since it seemed like everything that had happened with [Employee D] up until this point took place after [s/he] resigned from the provider. It was determined that unless we get proof that [s/he] was having inappropriate relationships while [s/he] was working there wasn't much the provider could do about it.

08/11/2023
This writer [PREA Coordinator E] was at the provider for supervision when [Director A] received word from the Department of Corrections (DOC) that they had more information about the relationship between [Employee D] and [Client 4] and they would be sending it to [Director A] that day.

This writer [PREA Coordinator E] did not hear anything from [Director A] or DOC until later that evening. [Director A] forwarded this writer the email [s/he] received, attached to the email was a statement from [Client 4] saying that [Employee D] gave [him/her] phone number at the beginning of July, while [s/he] was still employed with the provider. [Client 4] also said that [s/he] was going to [his/her] house and having sex with [him/her]

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and this happened 4-5 times. [Client 4] said that they never had sex at the facility but they did kiss a few times. [Client 4] also said that [Employee D] was buying [him/her] food and clothes. [Employee D] also threatened to put [him/her] in jail a couple of times if [s/he] did not cooperate with [him/her]. [Client 4] also said that [s/he] got marijuana, Adderall and Xanax from [Employee D] and was getting away with it because [she] would do [his/her] Urinalysis (UA).

.....Then [Director A] met at Foster and got statements from 4 clients.

First client said that one day [s/he] was at Walgreens and saw another client, [Client 4], get out of [Employee D's] car. Client said that [s/he] did not have any romantic interest in [Employee D] but [Employee D] offered client to use [his/her] address so [s/he] could move to Madison once [s/he] was completed with program because [s/he] did not want to move back to [his/her] hometown. Client also said that [s/he] heard that other clients would say they were going to job interviews but they were actually hanging out with [Employee D]. Client said that [Employee D] also talked a lot about [his/her] personal life.

Second client said that one time [s/he] was looking for [Employee D] to get a cigarette and found [him/her] in the group room with the door closed with [Client 4]. Client said that [Employee D] was always at the window talking to [Employee D] when [s/he] was working. Client said that [s/he] once got a text from [Employee D] and [s/he] thought it was weird because [s/he] never gave [Employee D] [his/her] phone number. Client also said that [s/he] witnessed [Employee D] picking up [Client 4] and then [Client 4] returning with new clothes. Client also said that [s/he] heard that

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N 348	Continued From page 4 [Employee D] would take [Client 4] out to eat. Third client said that [s/he] noticed that [Client 4] would always make sure that [Employee D] would be the one to give [Client 4] [his/her] UA's. Client heard that [Employee D] would take [Client 4] out to eat. Client said that [s/he] also heard that [Client 4] told [Employee D] to leave [him/her] alone which [s/he] didn't. The fourth client was a client from another provider. Client has been discharged so [Director A] called [him/her]. Client said that [s/he] got to know [Employee D] when [s/he] would fill in on the weekends at the provider. Client said that one night [s/he] had [Employee D] pick [him/her] up at Hy-Vee and they went out to [his/her] house in Lake Mills. Client said that [s/he] made [Employee D] dinner and they watched a movie. Client said that they did not have any physical contact besides a hug when they left. Client also said that [Employee D] gave client [his/her] phone number. Client said that [s/he] recently talked to [Employee D] and [s/he] said that [s/he] was going to Ohio because [s/he] needed to get out of state for a while. Client said that [s/he] had a lot of text messages from [Employee D] but did not want to share them because [s/he] did not want to get [Employee D] in further trouble. .... Later that day it was also discovered that an ex-client had a picture on [his/her] phone of a selfie that [Employee D] took of [him/her] and [Client 4] in a car. Client showed [Case Manager B] the picture and [Case Manager B] took a picture of it with [his/her] phone. Client said that [Client 4] sent it to [him/her] and said that [s/he] just wanted client to know they were together. Picture is attached to the email. DETERMINATION:	N 348		

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N 348	Continued From page 5 Substantiated allegations: The allegation was investigated and it was determined that there was sufficient evidence to make a final determination that sexual assault did occur. It was determined substantiated due to the statements we got from [Client 4] and other clients, the note that was found in [Client 4's] property and the picture that was discovered with [Client 4] and [Employee D] together in a car." On 11/03/2023 at 10:17 AM, Surveyor interviewed Director A. Director A stated Employee D was a site supervisor at the provider and primarily worked 8-4pm. Director A stated Employee D received all training as part of his/her orientation and took classes such as professional boundaries and dynamics of sexual abuse in corrections. Director A confirmed the provider's investigation substantiated sexual abuse had occurred between Client 4 and Employee D. Director A noted the provider had reported the incident to the Department and police.	N 348		