



U.S. Immigration
and Customs
Enforcement

MAR 30 2009

MEMORANDUM FOR: Robert E. Jolicoeur
Field Office Director
El Paso Field Office

FROM: [REDACTED] b6, b7c
[REDACTED] b6, b7c
Acting Chief
Detention Standards Compliance Unit

SUBJECT: Otero County Prison Facility Annual Review

The annual review of the Otero County Prison Facility conducted on December 10-12, 2008 in Chaparral, New Mexico, has been received. A final rating of **Acceptable** has been assigned.

The G-324A worksheets provided by the Reviewer-in-Charge (RIC) indicated the facility did not have any deficient standards. However, a Plan of Action is required to address the deficiencies identified in the Key & Lock Control, Contraband, and Detainee Handbook standards.

The rating was based on the RIC Summary Memorandum and supporting documentation. The Field Office Director must remedy the deficient standards, and initiate the following actions in accordance with the Detention Management Control Program (DMCP):

- 1) The Field Office Director, Detention and Removal Operations, shall notify the facility **within** five business days of receipt of this memorandum. Notification shall include copies of the Form G-324A Detention Facility Review Form, the G-324A Worksheet, RIC Summary Memorandum, and a copy of this memorandum.
- 2) The Field Office Director is responsible for ensuring that the facility responds to all findings and a Plan of Action is submitted to the Review Authority (RA) within 30 days.
- 3) The RA will advise the Field Office Director once the Plan of Action is approved.
- 4) Once a Plan of Action is approved, the Field Office Director shall schedule a follow-up on the above noted deficiencies within 90 days.

The Field Office is responsible for assisting the Intergovernmental Service Agreement (IGSA) facility to respond to the Immigration and Customs Enforcement findings when assistance is requested. Notification to the facility shall include information that this assistance is available.

Should you or your staff have any questions regarding this matter, please contact [REDACTED] b6, b7c
III, Detention and Deportation Officer at (202) 732- [REDACTED] b6, b7c

cc: Official File

ICE:HQDRO [REDACTED] b6, b7c :2-4526:01/05/2009

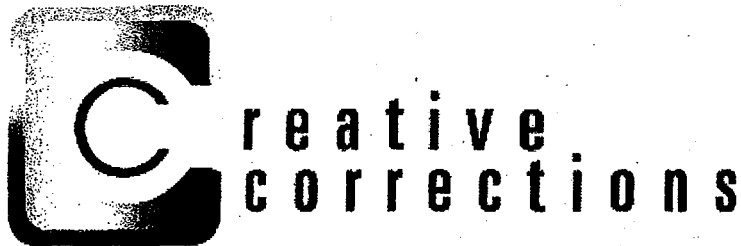
[REDACTED] b2High

ICE Detention Standards Compliance Review

Otero County Prison Facility

December 10-12, 2008

REPORT DATE – December 15, 2008



Contract Number: ODT-6-D-0001
Order Number: HSCEOP-07-F-01016

[REDACTED] Executive Vice President
Creative Corrections
6415 Calder, Suite B
Beaumont, TX 77706

[REDACTED] COTR
U.S. Immigration and Customs Enforcement
Detention Standards Compliance Unit
500 12th Street, SW
Washington, DC 20536



December 15, 2008

MEMORANDUM FOR: James T. Hayes, Jr.,
Director
Office of Detention and Removal Operations

FROM:

[REDACTED] *for*
Reviewer-In-Charge

[REDACTED] b6, b7c

SUBJECT:

Otero County Prison Facility
Annual Detention Review

Creative Corrections conducted an Annual Detention Review (ADR) of the Otero County Prison Facility (OCPF) in Chaparral, New Mexico, on December 10-12, 2008. As noted on the attached documents, the team of Subject Matter Experts (SME) included [REDACTED] b6, b7c SME for Security; [REDACTED] b6, b7c SME for Health Services; [REDACTED] b6, b7c SME for Environmental Health & Safety; and [REDACTED] b6, b7c SME for Food Services.

A closeout meeting that included a discussion of all deficiencies, concerns, and recommendations noted during our review was conducted with Warden [REDACTED] b6, b7c on Friday, December 12, 2008. [REDACTED] b6, b7c Deputy Assistant Director, and [REDACTED] b6, b7c Assistant Field Office Director, of Immigration and Customs Enforcement attended the closeout.

Type of Review

This review is an Annual Detention Standard Review to determine general compliance with established ICE National Detention Standards (NDS) for facilities used for over 72 hours.

Review Summary

Both the American Correctional Association and the Correctional Education Association have accredited the Otero County Prison Facility. Neither the National Commission on Correctional Health Care nor the Joint Commission on Accreditation of Healthcare Organizations has accredited the OCPF.

Standards Compliance

The following statistical information provides a summary of the results of this review and a comparison with the results of the previous review.

December 18-20, 2007 Review

| | |
|-----------------------|-----------|
| Compliant | 35 |
| Deficient | 1 |
| At-Risk | 0 |
| Not-Applicable | 2 |

December 10-12, 2008 Review

| | |
|-----------------------|-----------|
| Compliant | 35 |
| Deficient | 0 |
| At-Risk | 0 |
| Not-Applicable | 3 |

RIC Comments

In July of 2008, with the opening of the Otero County Processing Center (OCPC), ICE detainees were removed from the Otero County Prison Facility. However, at the outset of the tour, it was clear that the Otero County Prison Facility did not drop off in its efforts regarding the NDS compliance. The facility is an exceptionally clean and well-managed facility. During the review, the staff and detainees were polite and respectful.

The single area of note was the practice used for issuance of razors to detainees. The review team provided a copy of the [REDACTED] memo, dated January 24, 2008, regarding the proper "Issuance and Control of Razors." The Deputy Warden, [REDACTED], agreed to review the procedures for implementation.

This facility has developed and implemented an exceptional system for storing, issuing, and maintaining constant inventories of hazardous and flammable materials. This system includes a code system to clearly identify each individual material. Each code then correlates to the Material Safety Data Sheet (MSDS) and the inventory so data for that chemical can be accessed immediately.

In addition, the Risk Manager, [REDACTED], has developed and implemented an exceptionally comprehensive checklist format for weekly and monthly fire safety inspections. This system is most likely responsible for the continuing high-level of safety conditions maintained within all areas of the facility, but specifically the critical areas of concern, housing units and food services. The Risk Manager also schedules and monitors fire drills for the facility that include three drills per shift monthly, with at least one of those drills including detainees. Staff was remarkably and impressively familiar with these emergency procedures.

Recommended Rating and Justification

It is the Reviewer-in-Charge's (RIC) recommendation that the facility receive a rating of "Acceptable." No Plan of Action is required.

RIC Assurance Statement

All findings of this review have been documented on the Detention Review Worksheet and are supported by the written documentation contained in the review file.

A. Type of Facility Reviewed

ICE Service Processing Center
 ICE Contract Detention Facility
 ICE Intergovernmental Service Agreement

B. Current Inspection

Type of Inspection
 Field Office HQ Inspection
Date[s] of Facility Review
December 10-12, 2008

C. Previous/Most Recent Facility Review

Date[s] of Last Facility Review
December 18-20, 2007
Previous Rating
 Superior Good Acceptable Deficient At-Risk

D. Name and Location of Facility

Name
Otero County Prison Facility
Address (Street and Name)
10 McGregor Range Road
City, State and Zip Code
Chaparral, NM 88081
County
Otero
Name and Title of Chief Executive Officer (Warden/OIC/Supt.)
[redacted] Warden
Telephone # (Include Area Code)
575-824-1000
Field Office / Sub-Office (List Office with oversight responsibilities)
El Paso
Distance from Field Office
20 miles

E. ICE Information

Name of Inspector (Last Name, Title and Duty Station)
[redacted] / RIC / Creative Corrections
Name of Team Member / Title / Duty Location
[redacted] / SME-Security / Creative Corrections
Name of Team Member / Title / Duty Location
[redacted] / SME-Health Services / Creative Corrections
Name of Team Member / Title / Duty Location
[redacted] / SME-Food Services / Creative Corrections
Name of Team Member / Title / Duty Location
[redacted] / SME-Safety / Creative Corrections

F. CDF/IGSA Information Only

Contract Number
51-04-0064
Date of Contract or IGSA
10-01-2004
Basic Rates per Man-Day
\$60.31
Other Charges: (If None, Indicate N/A)
\$15.29 per hour GSA

Estimated Man-days Per Year:
182,000

G. Accreditation Certificates

List all State or National Accreditation[s] received:
American Correctional & Correctional Education Ass.
 Check box if facility has no accreditation[s]

H. Problems / Complaints (Copies must be attached)

The Facility is under Court Order or Class Action Finding
 Court Order Class Action Order
The Facility has Significant Litigation Pending
 Major Litigation Life/Safety Issues
 Check if None.

I. Facility History

Date Built
10/9/2003
Date Last Remodeled or Upgraded
10/2005
Date New Construction / Bed space Added
10/2005 / 785 beds
Future Construction Planned
 Yes No Date:
Current Bed space
1,335
Future Bed space (# New Beds only)
Number: N/A Date:

J. Total Facility Population

Total Facility Intake for previous 12 months
10,439
Total ICE Man-days for Previous 12 months
40,392

K. Classification Level (ICE SPCs and CDFs Only)

| | L-1 | L-2 | L-3 |
|--------------|-----|-----|-----|
| Adult Male | N/A | | |
| Adult Female | N/A | | |

L. Facility Capacity

| | Rated | Operational | Emergency |
|--------------|-------|-------------|-----------|
| Adult Male | 1,165 | 1,165 | |
| Adult Female | 188 | 188 | |

Facility holds Juveniles Offenders 16 and older as Adults

M. Average Daily Population

| | ICE | USMS | Other |
|--------------|-----|------|-------|
| Adult Male | 0 | 619 | |
| Adult Female | 0 | 134 | |

N. Facility Staffing Level

Security:
[redacted]
Support:

Significant Incident Summary Worksheet

For ICE to complete its review of your facility, the following information must be completed prior to the scheduled review dates. The information on this form should contain data for the past twelve months in the boxes provided. The information on this form is used in conjunction with the ICE Detention Standards in assessing your Detention Operations against the needs of the ICE and its detained population. This form should be filled out by the facility prior to the start of any inspection. Failure to complete this section will result in a delay in processing this report and the possible reduction or removal of ICE' detainees at your facility.

| <i>Incidents</i> | <i>Description</i> | Jan – Mar | Apr – Jun | Jul – Sept | Oct – Dec |
|--|--|------------|------------|------------|-----------|
| Assault: Offenders on Offenders ¹ | Types (Sexual ² , Physical, etc.) | Physical | Physical | Physical | Physical |
| | With Weapon | 0 | 0 | 0 | 0 |
| | Without Weapon | 14 | 12 | 15 | 13 |
| Assault: Detainee on Staff | Types (Sexual Physical, etc.) | Physical | Physical | Physical | Physical |
| | With Weapon | 0 | 0 | 0 | 0 |
| | Without Weapon | 2 | 0 | 1 | 0 |
| Number of Forced Moves, incl. Forced Cell moves ³ | | 1 | 2 | 1 | 1 |
| Disturbances ⁴ | | 0 | 0 | 0 | 0 |
| Number of Times Chemical Agents Used | | 2 | 3 | 0 | 0 |
| Number of Times Special Reaction Team Deployed/Used | | 3 | 2 | 0 | 1 |
| # Times Four/Five Point Restraints applied/used | Number/Reason (M=Medical, V=Violent Behavior, O=Other) | 3/Behavior | 3/Behavior | - | - |
| | Type (C=Chair, B=Bed, BB=Board, O=Other) | Bed | Bed | - | - |
| Offender / Detainee Medical Referrals as a result of injuries sustained. | | 0 | 0 | 0 | 0 |
| Escapes | Attempted | 0 | 0 | 0 | 0 |
| | Actual | 0 | 0 | 0 | 0 |
| Grievances: | # Received | 1 | 66 | 44 | 27 |
| | # Resolved in favor of Offender/Detainee | 0 | 0 | 0 | 0 |
| Deaths | Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other) | 0 | 0 | 0 | 0 |
| | Number | 0 | 0 | 0 | 0 |
| Psychiatric / Medical Referrals | # Medical Cases referred for Outside Care | 0 | 0 | 0 | 0 |
| | # Psychiatric Cases referred for Outside Care | 0 | 0 | 0 | 0 |

¹ Any attempted physical contact or physical contact that involves two or more offenders

² Oral, anal or vaginal penetration or attempted penetration involving at least 2 parties, whether it is consenting or non-consenting

³ Routine transportation of detainees/offenders is not considered "forced"

⁴ Any incident that involves four or more detainees/offenders, includes gang fights, organized multiple hunger strikes, work stoppages, hostage situations, major fires, or other large scale incidents.


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| DHS/ICE Detention Standards Review Summary Report | | | | | | | | | | | | | | |
|---|--|--------------|--|------------|--|-------------------|--|-------------------|--|-------------------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|
| 1. Acceptable | | 2. Deficient | | 3. At Risk | | 4. Repeat Finding | | 5. Not Applicable | | | | | | |
| Legal Access Standards | | | | | | | | | | 1. | 2. | 3. | 4. | 5. |
| 1. | Access to Legal Materials | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. | Group Presentations on Legal Rights | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. | Visitation | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. | Telephone Access | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Detainee Services | | | | | | | | | | | | | | |
| 5. | Admission and Release | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. | Classification System | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. | Correspondence and Other Mail | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. | Detainee Handbook | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 9. | Food Service | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 10. | Funds and Personal Property | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 11. | Detainee Grievance Procedures | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 12. | Issuance and Exchange of Clothing, Bedding, and Towels | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 13. | Marriage Requests | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 14. | Non-Medical Emergency Escorted Trip | | | | | | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 15. | Recreation | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 16. | Religious Practices | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 17. | Voluntary Work Program | | | | | | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Health Services | | | | | | | | | | | | | | |
| 18. | Hunger Strikes | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 19. | Medical Care | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 20. | Suicide Prevention and Intervention | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 21. | Terminal Illness, Advanced Directives and Death | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Security and Control | | | | | | | | | | | | | | |
| 22. | Contraband | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 23. | Detention Files | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 24. | Disciplinary Policy | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 25. | Emergency Plans | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 26. | Environmental Health and Safety | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 27. | Hold Rooms in Detention Facilities | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 28. | Key and Lock Control | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 29. | Population Counts | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 30. | Post Orders | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 31. | Security Inspections | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 32. | Special Management Units (Administrative Segregation) | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 33. | Special Management Units (Disciplinary Segregation) | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 34. | Tool Control | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 35. | Transportation (Land management) | | | | | | | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 36. | Use of Force | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 37. | Staff / Detainee Communication (Added August 2003) | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 38. | Detainee Transfer (Added September 2004) | | | | | | | | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

All findings (Deficient and At-Risk) require written comment describing the finding and what is necessary to meet compliance.

RIC Review Assurance Statement

By signing below, the Reviewer-In-Charge (RIC) certifies that all findings of noncompliance with policy or inadequate controls contained in the Inspection Report are supported by evidence that is sufficient and reliable. Furthermore, findings of noteworthy accomplishments are supported by sufficient and reliable evidence. Within the scope of the review, the facility is operating in accordance with applicable law and policy, and property and resources are efficiently used and adequately safeguarded, except for the deficiencies noted in the report.

| | |
|--|--|
| Reviewer-In-Charge: (Print Name) b6, b7c | Signature  |
| Title & Duty Location RIC, Creative Corrections | Date December 12, 2008 |

| Team Members | |
|---|---|
| Print Name, Title, & Duty Location b6, b7c SME-Security, Creative Corrections | Print Name, Title, & Duty Location b6, b7c SME-Food Services, Creative Corrections |
| Print Name, Title, & Duty Location b6, b7c SME-Health Services, Creative Corrections | Print Name, Title, & Duty Location b6, b7c SME-Environmental Health and Safety, Creative Corrections |

Recommended Rating:

- Superior
- Good
- Acceptable
- Deficient
- At-Risk

Comments: ICE detainees were removed from the facility earlier this year. The facility's management team is aware of the various ICE specific postings which would need to be in place should detainees return to the facility. It was evident that the facility had improved in Food Service operations since last year's review.

A. Type of Facility Reviewed

ICE Service Processing Center
 ICE Contract Detention Facility
 ICE Intergovernmental Service Agreement

B. Current Inspection

Type of Inspection
 Field Office HQ Inspection
 Date[s] of Facility Review
September 16-18, 2008 (Initial Review)

C. Previous/Most Recent Facility Review

Date[s] of Last Facility Review
N/A
 Previous Rating
 Superior Good Acceptable Deficient At-Risk

D. Name and Location of Facility

Name
Otero County Processing Center
 Address (Street and Name)
26 McGregor Range Road
 City, State and Zip Code
Chaparral, New Mexico, 88081
 County
Otero
 Name and Title of Chief Executive Officer (Warden/OIC/Supt.)
 [Redacted] **Warden**
 Telephone # (Include Area Code)
575 [Redacted]
 Field Office / Sub-Office (List Office with oversight responsibilities)
El Paso, Texas
 Distance from Field Office
23 miles

E. ICE Information

Name of Inspector (Last Name, Title and Duty Station)
 [Redacted] / **Reviewer -in-Charge**
 Name of Team Member / Title / Duty Location
 [Redacted] / **SME for Security**
 [Redacted] / **SME for Food Service**
 [Redacted] / **SME for Medical**
 [Redacted] / **SME for Safety**

F. CDF/IGSA Information Only

Contract Number
DROIGSA-08-0019
 Date of Contract or IGSA
June 12, 2008
 Basic Rates per Man-Day
96.99
 Other Charges: (If None, Indicate N/A)
Stationary Guard Service \$11.36-\$17.04 per hour
Transportation @ .505 per mile

Estimated Man-days Per Year:
310,250

G. Accreditation Certificates

List all State or National Accreditation[s] received:
Will file for ACA in November 2008
 Check box if facility has no accreditation[s]

H. Problems / Complaints (Copies must be attached)

The Facility is under Court Order or Class Action Finding
 Court Order Class Action Order
 The Facility has Significant Litigation Pending
 Major Litigation Life/Safety Issues
 Check if None.

I. Facility History

Date Built
Spring 2008
 Date Last Remodeled or Upgraded
N/A
 Date New Construction / Bed space Added
N/A
 Future Construction Planned
 Yes No Date:
 Current Bed space
1086
 Future Bed space (# New Beds only)
 Number: Date:

J. Total Facility Population

Total Facility Intake for previous 12 months
N/A facility activated this year.
 Total ICE Man-days for Previous 12 months
N/A facility activated this year.

K. Classification Level (ICE SPCs and CDFs Only)

| | L-1 | L-2 | L-3 |
|--------------|-----|-----|-----|
| Adult Male | 506 | 227 | 173 |
| Adult Female | 0 | 0 | 0 |

L. Facility Capacity

| | Rated | Operational | Emergency |
|--------------|-------|-------------|-----------|
| Adult Male | 1086 | 1086 | 1086 |
| Adult Female | 0 | 0 | 0 |

Facility holds Juveniles Offenders 16 and older as Adults

M. Average Daily Population

| | ICE | USMS | Other |
|--------------|-----|------|-------|
| Adult Male | 826 | 0 | 0 |
| Adult Female | 0 | 0 | 0 |

N. Facility Staffing Level

[Redacted] ort:
 [Redacted] b2High

Significant Incident Summary Worksheet

For ICE to complete its review of your facility, the following information must be completed prior to the scheduled review dates. The information on this form should contain data for the past twelve months in the boxes provided. The information on this form is used in conjunction with the ICE Detention Standards in assessing your Detention Operations against the needs of the ICE and its detained population. This form should be filled out by the facility prior to the start of any inspection. Failure to complete this section will result in a delay in processing this report and the possible reduction or removal of ICE' detainees at your facility.

| <i>Incidents</i> | <i>Description</i> | Jan – Mar | Apr – Jun | Jul – Sept | Oct – Dec |
|--|--|-----------|-----------|------------|-----------|
| Assault: Offenders on Offenders ¹ | Types (Sexual ² , Physical, etc.) | - | - | Physical | - |
| | With Weapon | - | - | 0 | - |
| | Without Weapon | - | - | 16 | - |
| Assault: Detainee on Staff | Types (Sexual Physical, etc.) | - | - | Physical | - |
| | With Weapon | - | - | 0 | - |
| | Without Weapon | - | - | 2 | - |
| Number of Forced Moves, incl. Forced Cell moves ³ | | - | - | 1 | - |
| Disturbances ⁴ | | - | - | 0 | - |
| Number of Times Chemical Agents Used | | - | - | 2 | - |
| Number of Times Special Reaction Team Deployed/Used | | - | - | 0 | - |
| # Times Four/Five Point Restraints applied/used | Number/Reason (M=Medical, V=Violent Behavior, O=Other) | - | - | 0 | - |
| | Type (C=Chair, B=Bed, BB=Board, O=Other) | - | - | 0 | - |
| Offender / Detainee Medical Referrals as a result of injuries sustained. | | - | - | 0 | - |
| Escapes | Attempted | - | - | 0 | - |
| | Actual | - | - | 0 | - |
| Grievances: | # Received | - | - | 227 | - |
| | # Resolved in favor of Offender/Detainee | - | - | 0 | - |
| Deaths | Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other) | - | - | 0 | - |
| | Number | - | - | 0 | - |
| Psychiatric / Medical Referrals | # Medical Cases referred for Outside Care | - | - | 10 | - |
| | # Psychiatric Cases referred for Outside Care | - | - | 0 | - |

¹ Any attempted physical contact or physical contact that involves two or more offenders

² Oral, anal or vaginal penetration or attempted penetration involving at least 2 parties, whether it is consenting or non-consenting

³ Routine transportation of detainees/offenders is not considered "forced"

⁴ Any incident that involves four or more detainees/offenders, includes gang fights, organized multiple hunger strikes, work stoppages, hostage situations, major fires, or other large scale incidents.

~~FOR OFFICIAL USE~~ ~~MENT SENSITIVE~~

Condition of Confinement Review Worksheet
(This document must be attached to each G-324A Inspection Form)
This Form to be used for Inspections of all Facilities Used Over 72 Hours



ICE Detention Review Worksheet

- Local Jail – IGSA
 State Facility – IGSA
 ICE Contract Detention Facility

| |
|---|
| Name <i>Otero County Processing Center</i> |
| Address (Street and Name) <i>26 McGregor Range Road</i> |
| City, State and Zip Code <i>Chaparral, New Mexico, 88081</i> |
| County <i>Otero</i> |
| Name and Title of Chief Executive Officer (Warden/OIC/Superintendent) <i>b6,b7c Warden</i> |
| Name and Title of Reviewer-In-Charge <i>b6,b7c</i> |
| Date[s] of Review <i>September 16-18, 2008</i> |
| Type of Review <input checked="" type="checkbox"/> Headquarters <input type="checkbox"/> Operational <input type="checkbox"/> Special Assessment <input type="checkbox"/> Other |

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NOTE: For each standard rated below Acceptable, facilities must attach a Plan of Action for bringing operations into compliance. Each facility should examine the entire worksheet to identify areas of improvement, including those standards where an overall finding of acceptable was achieved.

SECTION I
DETAINEE SERVICES STANDARDS

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G-324A Detention Inspection Form Worksheet for IGSA's - Rev: 07/09/07

ACCESS TO LEGAL MATERIALS

POLICY: FACILITIES HOLDING ICE DETAINEES SHALL PERMIT DETAINEES ACCESS TO A LAW LIBRARY, AND PROVIDE LEGAL MATERIALS, FACILITIES, EQUIPMENT, DOCUMENT COPYING PRIVILEGES, AND THE OPPORTUNITY TO PREPARE LEGAL DOCUMENTS.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| The facility provides a designated law library for detainee use. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The law library contains all materials listed in the "Access to Legal Materials" Standard, Attachment A. The listing of materials is posted in the law library. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Legal materials are maintained on the computer based LexisNexis systems. |
| The library contains a sufficient number of chairs, is well lit, and is reasonably isolated from noisy areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The law library is adequately equipped with typewriters and/or computers, and has sufficient supplies for daily use by the detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The law library is well supplied and equipped with four computers and a printer. |
| In addition to the physical law library, detainees have access to the Lexis Nexus electronic law library. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Where provided, the Lexis Nexus library is updated and is current. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The LexisNexis system is updated by ICE officials quarterly when updates are available. |
| Outside persons and organizations are permitted to submit published legal material for inclusion in the legal library. Outside published material is forwarded and reviewed by ICE prior to inclusion. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| There is a designated ICE or facility employee who inspects, updates, and maintains/replaces legal materials and equipment on a routine basis. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has assigned Officer b6, b7c to maintain and inspect the law library. |
| Detainees are offered a minimum 5 hours per week in the law library. Detainees are not required to forego recreation time in lieu of library usage. Detainees facing a court deadline are given priority use of the law library. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees submit requests for time in the law library. Detainees are allowed the time necessary to complete their legal work. |
| Detainees may request materials not currently in the law library. Each request is reviewed and, where appropriate, an acquisition request is timely initiated. Requests for copies of court decisions are accommodated within 3 – 5 business days. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are permitted to assist other detainees, voluntarily and free of charge, in researching and preparing legal documents, consistent with security. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are permitted to assist other detainees with their legal work. |
| Illiterate or non-English-speaking detainees without legal representation receive access to more than just English-language law books after indicating their need for help. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Illiterate or non-English-speaking detainees may request assistance from the staff. |
| Detainees may retain a reasonable amount of personal legal material in the general population and in the special management unit. Stored legal materials are accessible within 24 hours of a written request. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees housed in Administrative Detention and Disciplinary Segregation units have the same law library access as the general population, barring security concerns. Detainees denied access to legal materials are documented and reviewed routinely for lifting of sanctions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Administrative Detention and Disciplinary Segregation units have the same law library access as general population units. |
| All denials of access to the law library fully documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Facility staff informs ICE Management when a detainee or group of detainees is denied access to the law library or law materials. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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ACCESS TO LEGAL MATERIALS

POLICY: FACILITIES HOLDING ICE DETAINEES SHALL PERMIT DETAINEES ACCESS TO A LAW LIBRARY, AND PROVIDE LEGAL MATERIALS, FACILITIES, EQUIPMENT, DOCUMENT COPYING PRIVILEGES, AND THE OPPORTUNITY TO PREPARE LEGAL DOCUMENTS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| Detainees who seek judicial relief on any matter are not subjected to reprisals, retaliation, or penalties. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | There is no evidence of reprisals, retaliation, or penalties toward detainees who seek judicial relief. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Policy MTC 5.3.2 entitled "Library Services (Law Library)" dated June 1, 2008, comprehensively addresses access to legal materials. Legal materials are maintained on the computer based LexisNexis systems. The law library is well supplied and equipped with four computers and a printer. Detainees submit requests for time in the law library. Detainees are allowed the time necessary to complete their legal work. There is no evidence of reprisals, retaliation, or penalties towards detainees who seek judicial relief.

b6.b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE



for

ADMISSION AND RELEASE

POLICY: ALL DETAINEES WILL BE ADMITTED AND RELEASED IN A MANNER THAT ENSURES THEIR HEALTH, SAFETY, AND WELFARE. THE ADMISSIONS PROCEDURE WILL, AMONG OTHER THINGS INCLUDE: MEDICAL SCREENING; A FILE-BASED ASSESSMENT AND CLASSIFICATION PROCESS; A BODY SEARCH; AND A SEARCH OF PERSONAL BELONGINGS, WHICH WILL BE INVENTORIED, DOCUMENTED, AND SAFEGUARDED AS NECESSARY.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| In-processing includes an orientation of the facility. The orientation includes: Unacceptable activities and behavior, and corresponding sanctions; How to contact ICE; The availability of <i>pro bono</i> legal services, and how to pursue such services; schedule of programs, services, daily activities, including visitation, telephone usage, mail service, religious programs, count procedures, access to and use of the law library and the general library; sick-call procedures, and the detainee handbook. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees view a video upon in-processing which provides critical information regarding the facility operations and programs. The detainee handbook is also issued at this orientation. The Detainee Handbook is in both English and Spanish. |
| Medical screenings are performed by medical staff or persons who have received specialized training for the purpose of conducting an initial health screening. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Medical screenings are conducted by medical staff. |
| Each new arrival is classified according to criminal history and threat levels. Criminal history is provided for each detainee by the ICE field office. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All new arrivals are searched in accordance with the "Detainee Search" standard. An officer of the same sex as the detainee conducts the search and the search is conducted in an area that affords as much privacy as possible. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are stripped searched only when cause has been established and not as routine policy. Non-criminal detainees are not strip-searched but are patted down, unless reasonable suspicion is established. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are not strip-searched. Strip-searches are considered only when cause has been established. |
| The "Contraband" standard governs all personal property searches. IGSA's/CDF's use or have a similar contraband standard. Staff prepares a complete inventory of each detainee's possessions. The detainee receives a copy. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Property is inventoried and secured. Receipts for personal items and valuables are issued and signed for by the detainees |
| Staff completes Form I-387 or similar form for CDF's and IGSA's for every lost or missing property claim. Facilities forward all I-387 claims to ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are issued appropriate and sufficient clothing and bedding for the climatic conditions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are issued appropriate clothing and bedding. |
| The facility provides and replenishes personal hygiene items as needed. Gender-specific items are available. ICE Detainees are not charged for these items. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are issued personal hygiene items. |
| All releases are properly coordinated with ICE using a Form I-203. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff completes paperwork/forms for release as required. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Policy MTC 2.1.10, entitled "Detainee Admission and Reception," dated June 1, 2008, provides guidance with admission and release procedures. Detainees view a video upon in-processing which provides critical information regarding the facility operations and programs. The detainee handbook is also issued at this orientation. Detainees are strip-searched only when cause has been established. Property is inventoried and secured and receipts are issued and signed for by the detainees.

b6, b7c / September 18, 2008
 AUDITOR'S SIGNATURE / DATE

b6, b7c


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CLASSIFICATION SYSTEM

POLICY: ALL FACILITIES WILL DEVELOP AND IMPLEMENT A SYSTEM ACCORDING TO WHICH ICE DETAINEES ARE CLASSIFIED. THE CLASSIFICATION SYSTEM WILL ENSURE THAT EACH DETAINEE IS PLACED IN THE APPROPRIATE CATEGORY, PHYSICALLY SEPARATED FROM DETAINEES IN OTHER CATEGORIES:

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|-------------------------------------|--------------------------|---|
| The facility has a system for classifying detainees. In CDFs and IGSA's, an Objective Classification System or similar is used. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are classified using the ICE classification system. |
| The facility classification system includes: <ul style="list-style-type: none"> • Classifying detainees upon arrival; • Separating from the general population those individuals who cannot be classified upon arrival; and • The first-line supervisor or designated classification specialist reviewing every classification decision. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The classification system includes appropriate information. |
| The intake/processing officer reviews work-folders, A-files, etc., to identify and classify each new arrival. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Intake officers review appropriate information to identify and classify detainees. |
| Staff uses only information that is factual, and reliable to determine classification assignments. Opinions and unsubstantiated/ unconfirmed reports may be filed but are not used to score detainees classifications. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Only factual and reliable information is used to determine classification assignments. |
| Housing assignments are based on classification-level. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A detainee's classification-level does not affect his/her recreation opportunities. Detainees recreate with persons of similar classification designations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee work assignments are based upon classification designations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The classification process includes reassessment/reclassification. At IGSA's, detainees may request reassessment 60 days after arrival. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Reclassification is considered after 60 days. |
| Procedures exist for a detainee to appeal their classification assignment. Only a designated supervisor or classification specialist has the authority to reduce a classification-level on appeal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Procedures exist to appeal classification designations. |
| Classification appeals are resolved within five business days and detainees are notified of the outcome within 10 business days. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Classification designations may be appealed to a higher authority, such as the Warden or equivalent. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Detainee Handbook or equivalent for IGSA's explains the classification levels, with the conditions and restrictions applicable to each. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The current detainee handbook does not explain the classification process. However, a new detainee handbook has been created which addresses this issue. It will be issued once it has been approved. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Policy # MTC 2.1.13, entitled "Detainee Classification and Separation," dated June 1, 2008, provides guidance regarding classification and separation of detainees. The facility classifies the population and separates them according to a classification and housing management plan. Detainees are classified using the ICE classification system. Reclassification is considered after 60 days. The current detainee handbook does not explain the classification process; however, a new detainee handbook has been created and will be issued once it has been approved.

b6, b7c / September 18, 2008

b6, b7c *fg*

AUDITOR'S SIGNATURE / DATE

CORRESPONDENCE AND OTHER MAIL

POLICY: ALL FACILITIES WILL ENSURE THAT DETAINEES SEND AND RECEIVE CORRESPONDENCE IN A TIMELY MANNER, SUBJECT TO LIMITATIONS REQUIRED FOR THE SAFETY, SECURITY, AND ORDERLY OPERATION OF THE FACILITY. OTHER MAIL WILL BE PERMITTED, SUBJECT TO THE SAME LIMITATIONS. EACH FACILITY WILL WIDELY DISTRIBUTE ITS GUIDELINES CONCERNING CORRESPONDENCE AND OTHER MAIL.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| The rules for correspondence and other mail are posted in each housing or common area, or provided to each detainee via a detainee handbook. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The rules for correspondence are contained in the detainee handbook. |
| The facility provides key information in languages other than English; In the language(s) spoken by significant numbers of detainees. List any exceptions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Key information is provided to detainees in Spanish or other significant languages. |
| Incoming mail is distributed to detainees within 24 hours or 1 business day after it is received and inspected. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Incoming mail is distributed to detainees usually within 24 hours. |
| Outgoing mail is delivered to the postal service within one business day of its entering the internal mail system (excluding weekends and holidays). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Outgoing mail is delivered to the postal service within one business day. |
| Staff does not open and inspect incoming general correspondence and other mail (including packages and publications) without the detainee present unless documented and authorized in writing by the Warden or equivalent for prevailing security reasons. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Incoming correspondence is opened by staff and examined for cash, checks, money orders or contraband per facility policy. |
| Staff does not read incoming general correspondence without the Warden's prior written approval. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Facility policy allows staff to randomly read incoming general correspondence under certain criteria. |
| Staff does not inspect incoming special Correspondence for physical contraband or to verify the "special" status of enclosures without the detainee present. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff is prohibited from reading or copying incoming special correspondence. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff is only authorized to inspect outgoing correspondence or other mail without the detainee present when there is reason to believe the item might present a threat to the facility's secure or orderly operation, endanger the recipient or the public, or might facilitate criminal activity. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Outgoing correspondence is opened by staff and examined for contraband per facility policy. |
| Correspondence to a politician or to the media is processed as special correspondence and is not read or copied. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The official authorizing the rejection of incoming mail sends written notice to the sender and the addressee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Notifications are sent to the detainee and the sender when mail is rejected. |
| The official authorizing censorship or rejection of outgoing mail provides the detainee with signed written notice. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff maintains a written record of every item removed from detainee mail. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Warden or equivalent monitors staff handling of discovered contraband and its disposition. Records are accurate and up to date. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The procedure for safeguarding cash removed from a detainee protects the detainee from loss of funds and theft. The amount of cash credited to detainee accounts is accurate. Discrepancies are documented and investigated. Standard procedure includes issuing a receipt to the detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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CORRESPONDENCE AND OTHER MAIL

POLICY: ALL FACILITIES WILL ENSURE THAT DETAINEES SEND AND RECEIVE CORRESPONDENCE IN A TIMELY MANNER, SUBJECT TO LIMITATIONS REQUIRED FOR THE SAFETY, SECURITY, AND ORDERLY OPERATION OF THE FACILITY. OTHER MAIL WILL BE PERMITTED, SUBJECT TO THE SAME LIMITATIONS. EACH FACILITY WILL WIDELY DISTRIBUTE ITS GUIDELINES CONCERNING CORRESPONDENCE AND OTHER MAIL.

| | | | | |
|---|-------------------------------------|--------------------------|--------------------------|---|
| Original identity documents (e.g., passports, birth certificates) are immediately removed and forwarded to ICE staff for placement in A-files. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff provides the detainee a copy of his/her identity document(s) upon request. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Upon request, staff provides detainees with a copy of his/her identity documents. |
| Staff disposes of prohibited items found in detainee mail in accordance with the "Control and Disposition of Contraband" Standard or the similar prevailing policy in IGSAs. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Every indigent detainee has the opportunity to mail, at government expense, reasonable correspondence about a legal matter, in three one ounce letters per week and packages deemed necessary by ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Indigent detainees are provided the opportunity and materials to mail 3 one ounce letters a week. |
| The facility has a system for detainees to purchase stamps and for mailing all special correspondence and a minimum of 5 pieces of general correspondence per week. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees can purchase 25 stamps per week. |
| The facility provides writing paper, envelopes, and pencils at no cost to ICE detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Writing paper, envelopes, and pencils are provided at no cost to detainees weekly upon request. |

ACCEPTABLE
 DEFICIENT
 AT-RISK
 REPEAT FINDING

REMARKS:

Policy # MTC 5.2.2, entitled "Correspondence and Other Mail" dated June 1, 2008, provides procedures for mail delivery, postage, legal correspondence, and non-privileged correspondence at the facility. The rules for correspondence are contained in the detainee handbook and on an orientation video. Key information is provided to detainees in Spanish or other significant languages. Detainees send and receive mail in a timely manner. Notifications are sent to the detainee and the sender when mail is rejected.

b6.b7c / September 18, 2008
 AUDITOR'S SIGNATURE / DATE

b6.b7c *for*

DETAINEE HANDBOOK

POLICY: EVERY OIC WILL DEVELOP A SITE-SPECIFIC DETAINEE HANDBOOK TO SERVE AS AN OVERVIEW OF, AND GUIDE TO, THE DETENTION POLICIES, RULES, AND PROCEDURES IN EFFECT AT THE FACILITY. THE HANDBOOK WILL ALSO DESCRIBE THE SERVICES, PROGRAMS, AND OPPORTUNITIES AVAILABLE THROUGH VARIOUS SOURCES, INCLUDING THE FACILITY, ICE, PRIVATE ORGANIZATIONS, ETC. EVERY DETAINEE WILL RECEIVE A COPY OF THIS HANDBOOK UPON ADMISSION TO THE FACILITY.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|---|
| The detainee handbook is written in English and translated into Spanish, or into the next most-prevalent Language(s). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The detainee handbook is written in both English and Spanish. |
| The handbook is supplemented by the facility orientation video, where one is provided. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility does have an orientation video available. |
| All staff members receive a handbook and training regarding the handbook contents. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The training officer confirmed that all staff does receive training regarding the contents of the detainee handbook. |
| The handbook is revised as necessary and there are procedures in place for <u>immediately communicating any revisions</u> to staff and detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The handbook is revised as necessary. |
| There an annual review of the handbook by a designated committee or staff member. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | There will be an annual review of all policies and procedures; however, at this time the facility has only been operating for three months. |
| The detainee handbook addresses the following issues: <ul style="list-style-type: none"> • Personal Items permitted to be retained by the detainee; and • Initial issue of clothes, bedding and personal hygiene items. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Personal items permitted to be retained and initial issue of clothing are described on pages 5 & 6 of the handbook. |
| The detainee handbook states in clear language the basic detainee responsibilities. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainee responsibilities are outlined on page five of the handbook. |
| The handbook clearly outlines the methods for classification of detainees, explains each level, and explains the classification appeals process. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Classification and the classification appeals process is addressed on page seven of the new handbook. The new version of the handbook has not been published and issued to the detainee population. |
| The handbook states when a medical examination will be conducted. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Medical examination procedures are found on pages 9 - 11 of the handbook. |
| The handbook describes the facility, housing units, dayrooms, in-dorm activities, and special housing units. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All areas are addressed in various parts of the detainee handbook. |
| The handbook describes official count times and count procedures; meal times and feeding procedures; procedures for medical or religious diets; smoking policy; clothing exchange schedules; and, if authorized, clothes washing and drying procedures, and expected personal hygiene practices. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All areas of the component are adequately addressed in various locations within the handbook. |
| The handbook describe times and procedures for obtaining disposable razors, and allows that detainees attending court will be afforded the opportunity to shave first. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Disposable razor distribution policy is outlined on page seven of the handbook. |
| The handbook describes barber hours and hair-cutting restrictions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Barbering services are described on page 12 of the handbook. |

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DETAINEE HANDBOOK

POLICY: EVERY OIC WILL DEVELOP A SITE-SPECIFIC DETAINEE HANDBOOK TO SERVE AS AN OVERVIEW OF, AND GUIDE TO, THE DETENTION POLICIES, RULES, AND PROCEDURES IN EFFECT AT THE FACILITY. THE HANDBOOK WILL ALSO DESCRIBE THE SERVICES, PROGRAMS, AND OPPORTUNITIES AVAILABLE THROUGH VARIOUS SOURCES, INCLUDING THE FACILITY, ICE, PRIVATE ORGANIZATIONS, ETC. EVERY DETAINEE WILL RECEIVE A COPY OF THIS HANDBOOK UPON ADMISSION TO THE FACILITY.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| The handbook describes the telephone policy; debit card procedures; direct and free calls; locations of telephones; policy when telephone demand is high; and policy and procedures for emergency phone calls. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Telephone policy and debit procedures are outlined on pages 13 & 14 of the handbook. |
| The handbook addresses religious programming. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Religious programming information is described on page 14 of the handbook. |
| The handbook states times and procedures for commissary or vending machine usage, where available. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Commissary procedures are outlined on page 14 of the handbook. |
| The handbook describes the detainee voluntary work program. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Voluntary work program information is found on page 15 of the handbook. |
| The handbook describes the library location and hours of operation, and law library procedures and schedules. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Library and law library procedures are described on page 15 of the handbook. Law library schedules are posted in the housing units. |
| The handbook describes attorney and regular visitation hours, policies, and procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Regular visitation policy and procedures are found on page 16 of the detainee handbook. |
| The handbook describes the facility contraband policy. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Contraband policy is described on pages 27 & 28 of the handbook. |
| The handbook describes the facility visiting hours and schedule, and visiting rules and regulations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Visitation hours and schedules are published on page 16 of the handbook. |
| The handbook describes the correspondence policy and procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Correspondence information is included on page 18 of the handbook. |
| The handbook describes the detainee disciplinary policy and procedures, including: <ul style="list-style-type: none"> • Prohibited acts and severity scale sanctions; • Time limits in the Disciplinary Process; and • Summary of the Disciplinary Process. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainee disciplinary policies and procedures are described on pages 18 - 24 of the handbook. |
| The grievance section of the handbook explains all steps in the grievance process – Including: <ul style="list-style-type: none"> • Informal (if used) and formal grievance procedures; • The appeals process; • <u>In CDF</u> facilities: procedures for filing an appeal of a grievance with ICE. • Staff/detainee availability to help during the grievance process. • Guarantee against staff retaliation for filing/pursuing a grievance. • How to file a complaint about officer misconduct with the Department of Homeland Security. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All areas of the component are adequately addressed on page 25 of the detainee handbook. |

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G-324A Detention Inspection Form Worksheet for IGSAs - Rev: 07/09/07

DETAINEE HANDBOOK

POLICY: EVERY OIC WILL DEVELOP A SITE-SPECIFIC DETAINEE HANDBOOK TO SERVE AS AN OVERVIEW OF, AND GUIDE TO, THE DETENTION POLICIES, RULES, AND PROCEDURES IN EFFECT AT THE FACILITY. THE HANDBOOK WILL ALSO DESCRIBE THE SERVICES, PROGRAMS, AND OPPORTUNITIES AVAILABLE THROUGH VARIOUS SOURCES, INCLUDING THE FACILITY, ICE, PRIVATE ORGANIZATIONS, ETC. EVERY DETAINEE WILL RECEIVE A COPY OF THIS HANDBOOK UPON ADMISSION TO THE FACILITY.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| The detainee handbook describes the medical sick call procedures for general population and segregation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Sick call procedures for general population and segregation detainees are outlined on page nine of the handbook. |
| The handbook describes the facility recreation policy including: <ul style="list-style-type: none"> • Outdoor recreation hours. • Indoor recreation hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Indoor and outdoor recreation regulations are described on pages 25 & 26 of the handbook. |
| The handbook describes the detainee dress code for daily living; and work assignments. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Dress code issues are adequately addressed on page 26 of the handbook. |
| The handbook specifies the rights and responsibilities of all detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainee rights and responsibilities are outlined on page two of the handbook. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

All areas of the detainee handbook were thoroughly reviewed for compliance with published ICE standards. A new version of the detainee handbook was recently developed to include additional information pertinent to detainee programs. The new updated version has not been disseminated to the detainee population.

b6 b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6 b7c *for*

FOOD SERVICE

POLICY: EVERY FACILITY WILL PROVIDE DETAINEES IN ITS CARE WITH NUTRITIOUS AND APPETIZING MEALS, PREPARED IN ACCORDANCE WITH THE HIGHEST SANITARY STANDARDS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| The food service program is under the direct supervision of a <u>professionally trained</u> and certified food service administrator. Responsibilities of cooks and cook foremen are in writing. The Food Service Administrator (FSA) determines the responsibilities of the Food Service Staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The food service director has 11 years of food service experience with the Army. He is also serv-safe trained and has a food handler card with the state of New Mexico. |
| The Cook Supervisor is on duty on days when the FSA is off duty and vice versa. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The FSA provides food service employees with training that specifically addresses detainee-related issues. <ul style="list-style-type: none"> • In ICE Facilities this includes a review of the ICE "Food Service" standard | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Knife cabinets close with an approved locking device, and the on-duty cook foreman maintains control of the key that locks the device. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Only the food service supervisor has the key to the knife cabinet. |
| All knives not in a secure cutting room are physically secured to the workstation and staff directly supervises detainees using knives at these workstations. Staff monitors the condition of knives and dining utensils. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| When necessary, special procedures govern the handling of food items that pose a security threat. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has dry yeast which is maintained inside the housing control room. |
| Operating procedures include daily searches (shakedowns) of detainee work areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detention officers conduct shakedowns of detainees. Food service staff and detention officers shakedown all work areas. |
| The FSA monitors staff implementation of the facility's population counts procedures. Staff is trained in count procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detention officers and food service staff conduct the population count in food service. However, the food service staff was not trained in count procedures, according to the food service director. |
| The detainees assigned to the food service department look neat and clean. Their clothing and grooming comply with the "Food Service" standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The FSA annually reviews detainee-volunteer job descriptions to ensure they are accurate and up-to-date. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Cook Foreman or equivalent instructs newly assigned detainee workers in the rules and procedures of the food service department. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| During orientation and training session(s), the CS explains and demonstrates: <ul style="list-style-type: none"> • Safe work practices and methods; • Safety features of individual products/pieces of equipment; and • Training covers the safe handling of hazardous material[s] the detainees are likely to encounter in their work. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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FOOD SERVICE

POLICY: EVERY FACILITY WILL PROVIDE DETAINEES IN ITS CARE WITH NUTRITIOUS AND APPETIZING MEALS, PREPARED IN ACCORDANCE WITH THE HIGHEST SANITARY STANDARDS.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|-------------------------------------|-------------------------------------|---|
| The Cook Supervisor documents all training in individual detainee detention files. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees at CDFs are paid in accordance with the "Voluntary Work Program" standard. Detainee workers at IGSA's are subject to local and state rules and regulations regarding detainee pay. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Food service has approximately 12-15 detainees assigned to work food service and they receive \$1.00 per day. The food service quota of detainee workers needs to be increased to enhance the overall sanitation. |
| Detainees are served at least two hot meals every day. No more than 14 hours elapse between the last meal served and the first meal of the following day. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | B-5:00 a.m. L-11:45 a.m. and D-4:00 p.m. Therefore, no more than 14 hours elapses between the last meal served and first meal of the following day. |
| For cafeteria style operations, a transparent "sneeze guard" protects both the serving line and salad bar line. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Food service has cafeteria style operations. However, it has a blind window feeding program (just a small window where food trays are passed to the detainees). |
| The facility has a standard 35-day menu cycle. IGSA's use a 35 day or similar system for rotating meals. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Food service has a 42 day master cycle menu. |
| The FSA or facility considers the ethnic diversity of the facility's detainee population when developing menu cycles (Provide examples). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Food service has a diverse menu, i.e. hot dogs, chili mac, tuna salad, cold cuts, chicken, taco meat, and turkey slices etc. |
| A registered dietitian conducts a complete nutritional analysis of every master-cycle menu planned. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | No complete nutritional analysis was available for review on the 42 day master cycle menus or common fare menu. |
| The FSA has established procedures to ensure that items on the master-cycle menu are prepared and presented according to approved recipes. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Cook Foreman has the authority to change menu items if necessary. <ul style="list-style-type: none"> • If yes, documenting each substitution, along with its justification • With copy to FSA | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All staff and volunteers know and adhere to written "food preparation" procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees whose religious beliefs require the adherence to particular religious dietary laws are referred to the Chaplain or FSA. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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FOOD SERVICE

POLICY: EVERY FACILITY WILL PROVIDE DETAINEES IN ITS CARE WITH NUTRITIOUS AND APPETIZING MEALS, PREPARED IN ACCORDANCE WITH THE HIGHEST SANITARY STANDARDS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|--------------------------|-------------------------------------|--------------------------|--|
| <p>A common-fare menu available to detainees whose dietary requirements cannot be met on the main line.</p> <ul style="list-style-type: none"> • Changes to the planned common-fare menu can be made at the facility level; • Hot entrees are offered three times a week; • The common-fare menus satisfy nutritional recommended daily allowances (RDAs); • Staff routinely provide hot water for instant beverages and foods; <ul style="list-style-type: none"> ○ Common-fare meals are served with: <ul style="list-style-type: none"> ▪ Disposable plates and utensils. ▪ Reusable plates and utensils. • Staff use separate cutting boards, knives, spoons, scoops, etc., to prepare the common-fare diet items. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <p>The facility does have a Common Fare menu. However, approximately 30-50% of the food items were not kosher. Therefore, the current program is not meeting the detainees' religious dietary requirements as required. The food service director needs to develop policy and procedures to address religious diets.</p> |
| <p>A supervisor at the command level must approve a detainee's removal from the Common-Fare Program.</p> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <p>The facility does have a Common Fare menu. However, approximately 30-50% of the food items were not kosher. Therefore, the current program is not meeting the detainees' religious dietary requirements as required. The food service director needs to develop policy and procedures to address religious diets.</p> |
| <p>The Warden, in conjunction with the chaplain and/or local religious leaders, provides the FSA a schedule of the ceremonial meals for the following calendar year.</p> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <p>A schedule of religious ceremonial meals is not provided to the food service director prior to the beginning of the calendar year.</p> |
| <p>The common-fare program accommodates detainees abstaining from particular foods or fasting for religious purposes at prescribed times of the year.</p> <ul style="list-style-type: none"> • Muslims fasting during Ramadan receive their meals after sundown. • Jews who observe Passover but do not participate in the Common-Fare Program receive the same Kosher-for- Passover meals as those who do participate. • Main-line offerings include one meatless meal (lunch or dinner) on Ash Wednesday and Fridays during Lent. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <p>The facility does have a Common Fare menu. However, approximately 30-50% of the food items were not kosher. Therefore, the current program is not meeting the detainees' religious dietary requirements as required. The food service director needs to develop policy and procedures to address religious diets.</p> |

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FOOD SERVICE

POLICY: EVERY FACILITY WILL PROVIDE DETAINEES IN ITS CARE WITH NUTRITIOUS AND APPETIZING MEALS, PREPARED IN ACCORDANCE WITH THE HIGHEST SANITARY STANDARDS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|---|
| The food service program addresses medical diets. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Currently, food service is not providing any medical diets to anyone within the facility. Food service is required to provide all medical diets as ordered by the medical department according to MTC Policy Number 4.1.6, Special Diets. Food service does not have a proper medical diet menu to address any special medical diets. |
| Satellite-feeding programs follow guidelines for proper sanitation. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The satellite-feeding program is not following proper sanitation guidelines. Several sanitation issues were identified during the review. The following items need additional attention: storage carts, food tray racks, cooler and freezer floors; dish machines need to be de-limed; food steamer, hot serving line food wells need to be de-limed; and dining room floor and tables need cleaning. The food service director did take some corrective action to correct some of the sanitation issues identified during the review. It was noted that instead of detainees wearing proper safety shoes or rubber boots, most of the food service workers were observed wearing tennis shoes while working in the kitchen. This is a high risk area for potential injuries and slip hazards. The pot and pan manual three-compartment sinks were not properly labeled. None of the food service staff, except for the food service director, has a New Mexico Food Handlers Card as required by MTC Policy Number 4.1.1, Food Service Management. |
| Hot and cold foods are maintained at the prescribed, "safe" temperature(s) while being served. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All meals are provided in nutritionally adequate portions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Food is not used to punish or reward detainees based upon behavior. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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FOOD SERVICE

POLICY: EVERY FACILITY WILL PROVIDE DETAINEES IN ITS CARE WITH NUTRITIOUS AND APPETIZING MEALS, PREPARED IN ACCORDANCE WITH THE HIGHEST SANITARY STANDARDS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|-------------------------------------|--|
| The food service staff instructs detainee volunteers on: <ul style="list-style-type: none"> • Personal cleanliness and hygiene; • Sanitary techniques for preparing, storing, and serving food; and • The sanitary operation, care, and maintenance of equipment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Everyone working in the food service department complies with food safety and sanitation requirements. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Standard operating procedures include weekly inspections of all food service areas, including dining and food-preparation areas and equipment. <ul style="list-style-type: none"> • Who conducts the inspections? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The food service director or his assistant is not conducting a weekly sanitation inspection. Therefore, he is not able to provide sufficient information on deficiencies to enable the development of a corrective action plan to eliminate problem areas. |
| Equipment is inspected for compliance with health and safety codes and regulations. <ul style="list-style-type: none"> • When was the most recent inspection? • Which agency conducted the inspection? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | New Mexico Environmental Health Department Division has not come out to inspect food service as of yet. The facility started receiving ICE detainees in June of 2008. The facility is brand new and has been open for approximately 6 months. |
| Reports of discrepancies are forwarded to the Warden or designated department head, and corrective action is scheduled and completed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Standard procedure includes checking and documenting temperatures of all dishwashing machines after each meal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff documents the results of every refrigerator/freezer temperature check. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The cleaning schedule for each food service area is conspicuously posted. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Procedures include inspecting all incoming food shipments for damage, contamination, and pest infestation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Storage areas are locked when not in use. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input type="checkbox"/> ACCEPTABLE <input checked="" type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

A registered dietitian has not conducted a complete nutritional analysis of every master-cycle menu planned or common fare menu.

A proper Common Fare Program is not available to detainees whose religious dietary requirements cannot be met on the mainline as well as to accommodate detainees abstaining from particular foods or fasting for religious purposes at prescribed times of the year. Food Service does not have policy and procedures in place for religious dietary requirements.

A schedule of religious ceremonial meals is not provided to the food service director prior to the beginning of the calendar year.

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The food service program is not addressing or providing any medical diets as required.

The satellite-feeding program is not following proper sanitation guidelines.

The weekly sanitation inspections of all food service areas and equipment are not being conducted as required.

b6, b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6, b7c



FUNDS AND PERSONAL PROPERTY

POLICY: ALL FACILITIES WILL IMPLEMENT PROCEDURES TO CONTROL AND SAFEGUARD DETAINEES' PERSONAL PROPERTY. PROCEDURES WILL PROVIDE FOR THE SECURE STORAGE OF FUNDS, VALUABLES, BAGGAGE AND OTHER PERSONAL PROPERTY; THE DOCUMENTATION AND RECEIPTING OF SURRENDERED PROPERTY; AND THE INITIAL AND REGULARLY SCHEDULED INVENTORING OF ALL FUNDS, VALUABLES, AND OTHER PROPERTY.

STANDARD NA: (IGSA ONLY) CHECK THIS BOX IF ALL ICE DETAINEE FUNDS, VALUABLES AND PROPERTY ARE HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|-------------------------------------|--|
| Detainee funds and valuables are properly separated, stored, and are accessible only by designated supervisor(s). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainee funds and valuables are separated, verified, and processed by intake staff at the time of admission. Funds are counted and all relevant information (offender name, number, and the amount of funds collected) is recorded. |
| Detainees' large valuables are secured in a location accessible to designated supervisor(s) or processing staff only. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility limits large valuables which are secured in the property room. |
| Staff itemizes the baggage and personal property of arriving detainees (including funds and valuables). For IGSA's and CDFs, using a personal property inventory form that meets the ICE standard? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Staff was not itemizing all baggage, backpacks, and other bags as required. This was corrected during the review. |
| Staff forwards an arriving detainee's medication to the medical staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Medications confiscated or surrendered during the intake process are reviewed by medical staff. Prescriptions deemed necessary are forwarded to the detainees or filled and dispensed by the facility's medical staff. |
| Audits of baggage and non-valuable property occur each quarter and audits are logged and verified. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | The facility just started to receive detainees on June 23, 2008. |
| Two officers are present during the processing of detainee funds and valuables during in-processing to the facility. Both officers verify funds and valuables. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff searches arriving detainees and their personal property for contraband. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Staff searches arriving detainees and their personal property for contraband. |
| Staff procedures follow written policy for returning forgotten property to detainees. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | MTC Policy Number 2.1.11, Detainee Funds and Personal Property, does not address proper procedures in returning forgotten property to detainees. |
| Property discrepancies are immediately reported to the CDEO or Chief of Security. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The procedure is addressed in MTC Policy Number 2.1.11, Detainee Funds and Personal Property. |

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FUNDS AND PERSONAL PROPERTY

POLICY: ALL FACILITIES WILL IMPLEMENT PROCEDURES TO CONTROL AND SAFEGUARD DETAINEES' PERSONAL PROPERTY. PROCEDURES WILL PROVIDE FOR THE SECURE STORAGE OF FUNDS, VALUABLES, BAGGAGE AND OTHER PERSONAL PROPERTY; THE DOCUMENTATION AND RECEIPTING OF SURRENDERED PROPERTY; AND THE INITIAL AND REGULARLY SCHEDULED INVENTORYING OF ALL FUNDS, VALUABLES, AND OTHER PROPERTY.

STANDARD NA: (IGSA ONLY) CHECK THIS BOX IF ALL ICE DETAINEE FUNDS, VALUABLES AND PROPERTY ARE HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| | | | | |
|--|-------------------------------------|-------------------------------------|--------------------------|--|
| Staff follows written procedures when returning property to detainees. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | MTC Policy Number 2.1.11, Detainee Funds and Personal Property, does not address or provide proper procedures for returning property to detainees. |
| CDF/IGSA facility procedures for handling detainee property claims are similar with the ICE standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC Policy Number 2.1.11, Detainee Funds and Personal Property, does address proper procedures for handling property claims. |
| The facility attempts to notify an out-processed detainee that he/she left property in the facility: <ul style="list-style-type: none"> • By sending written notice to the detainee's last known address; • Via certified mail; and • The notice state that the detainee has 30 days in which to claim the property, after which it will be considered abandoned. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | MTC Policy Number 2.1.11, Detainee Funds and Personal Property, does not address or provide proper procedures for returning property to detainees. |
| The facility disposes of abandoned property in accordance with written procedures. <ul style="list-style-type: none"> • If a CDF/IGSA facility, written procedure requires the prompt forwarding of abandoned property to ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Policy Number 2.1.11 required that any detainee's abandoned property shall be reported to and turned over to ICE. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS

The facility provides for the control and safeguarding of detainees' personal property through the secure storage of funds, valuables, baggage, and other personal property. Procedures for the documentation and receipt of surrendered property and the initial and regularly scheduled inventory of all funds, valuables, and other property are in place. However, Policy Number, 2.1.11, Detainee Funds and Personal Property, does not address or provide proper procedures for returning forgotten property or returning property to detainee's last known address.

b6, b7c September 18, 2008
AUDITOR'S SIGNATURE / DATE

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DETAINEE GRIEVANCE PROCEDURES

POLICY: EVERY FACILITY WILL DEVELOP AND IMPLEMENT STANDARD OPERATING PROCEDURES (SOPS) FOR ADDRESSING DETAINEE GRIEVANCES IN TIMELY FASHION. EACH STEP IN THE PROCESS WILL OCCUR WITHIN THE PRESCRIBED TIME FRAME. AMONG OTHER THINGS, A GRIEVANCE WILL BE PROCESSED, INVESTIGATED, AND DECIDED (SUBJECT TO APPEAL) IN ACCORDANCE WITH THE SOPS; A GRIEVANCE COMMITTEE WILL CONVENE AS PROVIDED IN THE SOPS. STANDARD PROCEDURE WILL INCLUDE PROVIDING THE DETAINEE WITH A WRITTEN RESPONSE TO ANY FORMAL GRIEVANCE, WHICH WILL INCLUDE THE BASIS FOR THE DECISION. THE FACILITY WILL ALSO ESTABLISH STANDARD PROCEDURES FOR HANDLING EMERGENCY GRIEVANCES. ALL GRIEVANCES WILL RECEIVE SUPERVISORY REVIEW. REPRISAL AGAINST THE FILER OF A GRIEVANCE WILL NOT BE TOLERATED.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|-------------------------------------|--------------------------|--|
| Written procedures provide for the informal resolution of oral grievances (Not mandatory). <ul style="list-style-type: none"> If yes, the detainee has up to five days within which to make his/her concern known to a member of the staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Local policy 6.2.1 "Grievance Procedures" provides a five day time frame for a detainee to make his/her concern known to a staff member. |
| Detainees have access to the grievance committee (or equivalent in IGSA), using formal procedures. <ul style="list-style-type: none"> Detainees may seek help from other detainees or facility staff when preparing a grievance. Illiterate, disabled, or non-English-speaking detainees receive special assistance when necessary. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees may seek the assistance of another detainee or staff member in the preparation of their grievances. |
| Every member of the staff knows how to identify emergency grievances, including the procedures for expediting them. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Emergency grievance procedures are included as part of the overall lesson plan for grievance procedures. |
| There are documented or substantiated cases of staff harassing, disciplining, penalizing, or otherwise retaliating against a detainee who lodged a complaint: <ul style="list-style-type: none"> If yes, explain. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| Procedures include maintaining a Detainee Grievance Log. <ul style="list-style-type: none"> If not, an alternative acceptable record keeping system is maintained. "Nuisance complaints" are identified in the records. For quality control purposes, staff document nuisance complaints received but not filed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The designated grievance lieutenant maintains an acceptable recordkeeping system. The recordkeeping system is documented using paper and electronic means. |
| Staff is required to forward any grievance that includes officer misconduct to a higher official or, in a CDF/IGSA facility, to ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Local policy 6.2.1, paragraph 7, includes information that grievances pertaining to officer misconduct be forwarded to ICE. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

All areas pertaining to grievance procedures were thoroughly reviewed for content and compliance with published ICE standards. There were no areas of concern noted.

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September 18, 2008
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for
AUDITOR'S SIGNATURE / DATE

~~FOR OFFICIAL USE ONLY (LAW ENFORCEMENT SENSITIVE)~~

GROUP LEGAL RIGHTS PRESENTATIONS

POLICY: FACILITIES HOUSING ICE DETAINEES SHALL PERMIT AUTHORIZE PERSONS TO MAKE PRESENTATIONS TO GROUPS OF DETAINEES FOR THE PURPOSE OF INFORMING THEM OF U.S. IMMIGRATION LAW AND PROCEDURES, CONSISTENT WITH THE SECURITY AND ORDERLY OPERATION OF EACH FACILITY. ICE ENCOURAGES SUCH PRESENTATIONS, WHICH INSTRUCT DETAINEES ABOUT THE IMMIGRATION SYSTEM AND THEIR RIGHTS AND OPTIONS WITHIN IT.

CHECK HERE IF NO GROUP PRESENTATIONS WERE CONDUCTED WITHIN THE PAST 12 MONTHS. MARK STANDARD AS ACCEPTABLE OVERALL AND CONTINUE ON WITH NEXT PORTION OF WORKSHEET.

| COMPONENTS | YES | NO | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| The Field Office is responsive to requests by attorneys and accredited representatives for group presentations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Upon receipt of concurrence by the Field Office Director, the facility or authorized ICE Field Office ensures timely and proper notification to attorneys or accredited representatives. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility follows policy and procedure when rejecting or requesting modifications to objectionable material provided or presented by the attorney or accredited representative. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Posters announcing presentations appear in common areas at least 48 hours in advance and sign-up sheets are available and accessible. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Documentation is submitted and maintained when any detainee is denied permission to attend a presentation and the reason(s) for the denial. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| When the number of detainees allowed to attend a presentation is limited, the facility provides a sufficient number of presentations so that all detainees signed up may attend. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are required to participate in the "To Know Your Legal Rights" presentation. |
| Detainees in segregation, unable to attend for security reasons, may request separate sessions with presenters. Such requests are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Interpreters are admitted when necessary to assist attorneys and other legal representatives. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Presenters are afforded a minimum of one hour to make the presentation and to conduct a question-and-answer session. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff permits presenters to distribute ICE-approved materials. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Presenters are permitted to meet with small groups of detainees to discuss their cases after the group presentation. ICE or authorized detention staff is present but do not monitor conversations with legal providers. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Group presenters who have had their privileges suspended are notified in writing by the Field Office Director or designee; and the reasons for suspension are documented. The Headquarters Office for Detention and Removal, Field Operations and Detention management Division, is notified when a group or individual is suspended from making presentations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility plays ICE-approved videotaped presentations on legal rights at regular opportunities, at the request of outside organizations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A copy of the Group Legal Rights Presentation policy, including attachments, is available to detainees upon request | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The Diocesan Migrant and Refugee Services Inc. provide a "To Know Your Legal Rights" presentation. Every detainee is required to attend this presentation.

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ISSUANCE AND EXCHANGE OF CLOTHING, BEDDING, AND TOWELS

POLICY: ICE REQUIRES THAT ALL FACILITIES HOUSING ICE DETAINEES PROVIDE CLEAN CLOTHING, BEDDING, LINENS AND TOWELS TO EVERY ICE DETAINEE UPON ARRIVAL. FURTHER, FACILITIES SHALL PROVIDE ICE DETAINEES WITH REGULAR EXCHANGES OF CLOTHING, LINENS, AND TOWELS FOR AS LONG AS THEY REMAIN IN DETENTION.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| The facility has a policy and procedure for the regular issuance and exchange of clothing, bedding, linens, and towels. <ul style="list-style-type: none"> The supply of these items exceeds the minimum required for the number of detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Policy 4.2.1 "Laundry Services" provides procedures for the regular issuance and exchange of clothing, bedding, and linens. |
| All new detainees are issued clean, temperature-appropriate, presentable clothing during in-processing. Detainees receive: <ul style="list-style-type: none"> One uniform shirt and one pair of uniform pants, or one jumpsuit; One pair of socks; One pair of underwear (Daily change); and One pair of facility-issued footwear. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All detainees are issued the appropriate amount of clean, presentable clothing during in-processing. |
| Additional clothing is available for changing weather conditions, or as seasonally appropriate. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Additional clothing is available for changing weather conditions. |
| New detainees are issued clean bedding, linens, and towels. They receive at a minimum: <ul style="list-style-type: none"> One mattress; One blanket; Two sheets; One pillowcase; One towel; and Additional blankets are issued based on local weather conditions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are issued the appropriate amount of bedding, linens, and towels. |
| Detainees assigned to special work areas are clothed in accordance with the requirements of the job. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are provided additional clothing as dictated by job assignment. |
| Detainees are provided clean clothing, linen and towels. <ul style="list-style-type: none"> Socks and undergarments - exchanged daily. Outer garments - twice weekly. Sheets - weekly. Towels - weekly. Pillowcases - weekly. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Clothing exchanges are provided to meet or exceed the minimum standards. |
| Food service detainee volunteer workers are permitted to exchange outer garments daily. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Food service workers are permitted to exchange outer garments daily. |
| Volunteer detainee workers are permitted to exchange outer garments more frequently. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Outer garments are exchanged at least twice weekly. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

All areas pertaining to the issuance of clothing, bedding, and towels was thoroughly reviewed for compliance with ICE standards. It was noted that chemical control and inventory procedures in the laundry were excellent during the review process. There were no areas of concern noted.

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MARRIAGE REQUESTS

POLICY: ALL DETAINEE MARRIAGE REQUESTS WILL RECEIVE CASE-BY-CASE CONSIDERATION FROM ICE MANAGEMENT.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| The Field Office considers detainee marriage requests on a case-by-case basis. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Any marriage request will be forward to ICE local field office on a case-by-case basis. |
| The Field Office Director reviews every marriage request rejected by a Warden/OIC or IGSA. Rejections are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| It is standard practice to require a written request for permission to marry. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has only had a couple of requests in the past three months since opening up in June 2008. Any ICE detainee request will be forward to ICE field office. |
| The written request includes a signed statement or comparable documentation from the intended spouse, confirming marital intent. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Warden/OIC provides a written copy of his/her decision to the detainee and his/her legal representative. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Denials of requests for marriage are handled by the ICE field office. |
| When permission is denied, the Warden/OIC states the basis for his/her decision. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The Warden/OIC provides the detainee with a place and time to make wedding arrangements. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Marriage requests from ICE detainees are submitted directly to ICE to receive case-by-case consideration from the ICE field office. The facility has only had a couple of requests since receiving ICE detainees on June 23, 2008.

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NON-MEDICAL EMERGENCY ESCORTED TRIPS

POLICY: THE IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE) MAY PROVIDE DETAINEES WITH STAFF-ESCORTED TRIPS INTO THE COMMUNITY FOR THE PURPOSE OF VISITING CRITICALLY ILL MEMBERS OF THE DETAINEE'S IMMEDIATE FAMILY, OR FOR ATTENDING FUNERALS.

STANDARD N/A: CHECK THIS BOX IF ALL ICE NON-MEDICAL EMERGENCY ESCORTED TRIPS ARE HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| The Field Office Director considers and approves, on a case-by-case basis, trips to an immediate family member's: <ul style="list-style-type: none"> • Funeral; or • Deathbed | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All detainee requests for non-medical escorts are considered on a case-by-case basis by ICE. |
| The facility recognizes mother, father, brother, sister, spouse, child, step-parent, and foster parent as "immediate family". | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The IGSA facility notifies ICE of all detainee requests for non-medical escorts. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The detainee's Deportation Officer reviews the file before forwarding a detainee's request, with recommendation, to the approving official. Each recommendation addresses the individual's suitability for travel; e.g., the kind of supervision required. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The FOD is the approving official for any detainee request for non-medical emergency escorted trips. |
| Each escort includes at least two officers. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures No. 1.2.2, Title-Detainee Transportation, addresses escorting staff. |
| Escorting officers report unexpected situations to the originating facility as a matter of procedure, and the ranking supervisor on duty has the authority to issue instructions for completion of the trip. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Escorting officers have the discretion to increase or decrease minimum restraints in accordance with written procedures and classification level of the detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Escort officers are precluded from accepting gifts/gratuities from a detainee, or detainee's relative or friend for any reason. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC Employee Handbook, page 27, precludes staff from accepting gifts/gratuities from detainees or their relatives or friends for any reason. |
| Escort officers ensure that detainees: <ul style="list-style-type: none"> • Conduct themselves in a manner that does not bring discredit to the ICE; • Do not violate federal, state, or local laws; • Do not purchase, possess, use, consume, or administer narcotics, other drugs, or intoxicants; • Make no unauthorized phone calls; and • Know they are subject to search, urinalysis, breathalyzer, or comparable test upon return. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC, Operational Policies and Procedures No. 1.2.2, Subject-Detainee Transportation, requires staff to instruct the detainee about the rules of conduct during the escorted trip. |
| Standard procedure requires the immediate return to the facility of any detainee who violates trip rules. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

ACCEPTABLE **DEFICIENT** **AT-RISK** **REPEAT FINDING**

REMARKS:

Discussions with the warden and ICE personnel provided verification that facility staff performs escorts of this type.

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RECREATION

POLICY: IT IS ICE POLICY TO PROVIDE ACCESS TO RECREATIONAL PROGRAMS AND ACTIVITIES TO ALL ICE DETAINEES, TO THE EXTENT POSSIBLE, UNDER CONDITIONS OF SECURITY AND SUPERVISION THAT PROTECT THEIR SAFETY AND WELFARE.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|-------------------------------------|---|
| The facility has a recreation program and facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A recreational specialist (for facilities with more than 350 detainees) tailors the program activities and offerings to the detainee population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has a recreation supervisor and a specialist. |
| Regular maintenance keeps recreational facilities and equipment in good condition. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has limited recreation equipment, i.e. pull-up bars, volleyball, handball and basketball courts. |
| The recreational specialist or trained equivalent supervises detainee recreation workers. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Currently, no detainees are assigned to the recreation department. |
| The recreational specialist or trainee equivalent oversees recreation programs for special housing units (SHU) and special-needs detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Dayrooms offer sedentary activities, e.g., board games, cards, television. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility offers board games, cards, and TV on a daily basis. |
| Outside activities are restricted to limited-contact sports. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Outside recreation activities are restricted to limited contact sports such as basketball and volleyball. |
| Each detainee has the opportunity to participate in daily recreation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees have access to recreation activities outside the housing units for at least one hour daily, 5 days a week. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees have access to outside recreation activities for one hour daily, seven days per week. |
| Staff checks all items for damage and condition when equipment is returned. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff conducts searches of recreation areas before and after use. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All recreation areas are searched prior to opening and closing. |
| All recreation areas under constant staff supervision. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Supervising staff is equipped with radios. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility provides detainees in the SHU at least one hour of outdoor recreation time daily, five times per week. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees have access to outside recreation activities for one hour daily, seven days per week. |
| Detainees in disciplinary/administrative segregation receive a written explanation when a panel revokes his/her recreation privileges. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Special programs or religious activities are available to detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Volunteers are required to sign a waiver of liability before entering a secure portion of the facility where detainees are present. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Volunteers are not utilized in the recreation program. |
| Visitors, relatives or friends are not allowed to serve as volunteers. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> If outdoor recreation is offered, check this box. No further information is required when outdoor recreation is offered. | | | | |
| If the facility has no outside recreation, are detainees considered for transfer after six months? • If yes, written procedures ensure timely review of all eligible detainees. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Case officers make written transfer recommendations about every six-month detainee to the OIC. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIC documents all detainee-transfer decisions, whether yes or no. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The detainee's written decision for or against an offered transfer documented in his/her A-file. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff notifies the detainee's legal representative of his/her decision to accept/decline a transfer. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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RECREATION

POLICY: IT IS ICE POLICY TO PROVIDE ACCESS TO RECREATIONAL PROGRAMS AND ACTIVITIES TO ALL ICE DETAINEES, TO THE EXTENT POSSIBLE, UNDER CONDITIONS OF SECURITY AND SUPERVISION THAT PROTECT THEIR SAFETY AND WELFARE.

If no recreation is available, the ICE Districts routinely review transfer eligibility for all detainees after 60 days.

The A-file of every detainee who is held more than 60 days without access to recreation contains either a transfer-waiver signed by the detainee, or the OIC's written determination of the detainee's ineligibility for transfer.

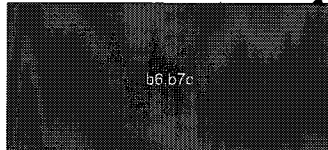
The detainee's legal representative is notified of the detainee's/OIC's decision.

ACCEPTABLE DEFICIENT AT-RISK REPEAT FINDING

REMARKS:

The facility provides access to limited recreational programs and activities to the entire population, to the extent possible, under conditions of security and supervision that protect their safety and welfare. Currently, the facility is housing approximately 920 ICE detainees. This facility has been open since June 23, 2008.

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RELIGIOUS PRACTICES

POLICY: FACILITIES WILL PROVIDE ICE DETAINEES OF ALL FAITHS WITH REASONABLE AND EQUITABLE OPPORTUNITIES TO PARTICIPATE IN THE PRACTICES OF THEIR FAITH, LIMITED ONLY BY THE CONSTRAINTS OF SAFETY, SECURITY, THE ORDERLY OPERATIONS OF THE FACILITY AND BUDGETARY CONSIDERATIONS.


| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| Detainees are allowed to engage in religious services. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Space is available for detainees to conduct religious services. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Religious services are conducted in the multi-purpose room and in the housing unit. |
| The facility allows detainees to observe the major "holy days" of their religious faith. • List any exceptions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Ramadan, Passover, Lent etc. are observed by detainees upon request. |
| The facility accommodates recognized holy-day observances by: • Providing special meals, consistent with dietary restrictions; • Honoring fasting requirements; • Facilitating religious services; and • Allowing activity restrictions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Each detainee is allowed religious items in his/her immediate possession. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Volunteer's credentials are checked and verified before allowing participation in detainee programs. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All volunteer clergy' credentials are checked and verified prior to admittance into the secure area of the facility. NCIC background investigations are also performed. |
| Members of faiths not represented by clergy may conduct their own services within security allowances. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in the Special Management Unit are allowed to participate in religious practices unless otherwise documented for the safety and security of the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Religious services are provided by clergy making rounds through the Special Management Unit or through the use of non-contact pastoral visits upon request. |

ACCEPTABLE
 DEFICIENT
 AT-RISK
 REPEAT FINDING

REMARKS:

All detainees are provided with reasonable and equitable opportunities to participate in the practice of their faith within the constraints of safety, security, and orderly operations of the facility.

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DETAINEE TELEPHONE ACCESS

POLICY: ALL FACILITIES HOUSING ICE DETAINEES WILL PERMIT DETAINEES' REASONABLE AND EQUITABLE ACCESS TO TELEPHONES.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| Detainees are allowed access to telephones during established facility waking hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Telephones are turned on at 8:00 AM and shut off at 10:00 PM. Phones are shut off prior to institution counts and are turned back on after the count clears. |
| Upon admittance, detainees are made aware of the facility's telephone access policy. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Telephone procedures are addressed in the detainee handbook and posted in the housing unit. |
| Access rules are posted in housing units. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility makes a reasonable effort to provide key information to detainees in languages spoken by any significant portion of the facility's population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Key information is provided to detainees in Spanish or other significant languages. |
| Telephones are provided at a minimum ratio of one telephone per 25 detainees in the facility population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Each unit has three phones for a maximum of 50 detainees. |
| Telephones are inspected regularly by facility staff to ensure that they are in good working order. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Phones are inspected regularly and a log is maintained. |
| The facility administration promptly reports out-of-order telephones to the facility's telephone service provider. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility administration monitors repair progress and takes appropriate measures to ensure that required repairs are begun and completed timely. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are afforded a <i>reasonable degree of privacy</i> for legal phone calls. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A procedure exists to assist a detainee who is having trouble placing a confidential call. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility provides the detainees with the ability to make non-collect (special access) calls. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Special Access calls are at no charge to the detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIG phone number for reporting abuse is programmed into the detainee phone system and the phone number was checked by the inspector during the review. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The OIG and Pro Bono numbers are programmed into the phone system. |
| In facilities unable to fully meet this requirement initially because of limitations of its telephone service, ICE makes alternate arrangements to provide required access within 24 hours of a request by a detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| No restrictions are placed on detainees attempting to contact attorneys and legal service providers who are on the approved "Free Legal Services List". | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Special arrangements are made to allow detainees to speak by telephone with an immediate family member detained in another Facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Any telephone restrictions are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has a system for taking and delivering emergency detainee telephone messages. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Emergency phone call messages are immediately given to detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are allowed to return emergency phone calls as soon as possible. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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DETAINEE TELEPHONE ACCESS

POLICY: ALL FACILITIES HOUSING ICE DETAINEES WILL PERMIT DETAINEES' REASONABLE AND EQUITABLE ACCESS TO TELEPHONES.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| Detainees in disciplinary segregation are allowed phone calls relating to the detainee's immigration case or other legal matters, including consultation calls. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in disciplinary segregation are allowed phone calls to consular/embassy officials. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in disciplinary segregation are allowed phone calls for family emergencies. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in administrative detention and protective custody are afforded the same telephone privileges as those in general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees in administrative segregation and protective custody are afforded telephone privileges. |
| When detainee phone calls are monitored, notification is posted by detainee telephones that phone calls made by the detainees may be monitored. Special Access calls are not monitored. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Phones clearly identify that the calls are being monitored at the facility. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Policy # MTC 5.2.3, entitled "Telephone Access" dated June 1, 2008, provides guidance to staff regarding detainee telephone usage. Telephones are turned on at 8:00 AM and shut off at 10:00 PM. Phones are shut off prior to institution counts and are turned back on after the count clears. Telephone procedures are addressed in the detainee handbook and posted in the housing units. The OIG and Pro Bono numbers are programmed into the phone system.

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VISITATION

POLICY: ICE SHALL PERMIT DETAINEES TO VISIT WITH FAMILY, FRIENDS, LEGAL REPRESENTATIVES, SPECIAL INTEREST GROUPS, AND THE NEWS MEDIA.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|-------------------------------------|---|
| There is a written visitation schedule and hours for general visitation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Non-contact visiting is allowed weekly from 5:30 PM through 8:00 PM Monday through Friday and 12:00 PM through 3:00 PM Saturday and Sunday. |
| The visitation hours tailored to the detainee population and the demand for visitation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The visitation schedule and rules are available to the public. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A visitation schedule and rules are available in the visiting lobby. Visitation rules are also available in the detainee handbook. |
| The hours for all categories of visitation are posted in the visitation waiting area. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A written copy of the rules regulating visitation and the hours of visitation is available to visitors. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A general visitation log is maintained. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A visiting log is maintained by the facility. |
| The detainees are permitted to retain personal property items specified in the standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A visitor dress code is available to the public. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Visitor dress code is available in the front entrance. |
| Visitors are searched and identified according to standard requirements. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Searches are not conducted on visitors because the facility utilizes non-contact visiting. |
| The requirement on visitation by minors is complied with. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Visitation by minors is allowed with adult supervision. |
| At facilities where there is no provision for visits by minors, ICE arranges for visits by children and stepchildren, on request, within the first 30 days. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| After that time, on request, ICE considers a transfer, when possible, to a facility that will allow minor visitation. At a minimum, monthly visits are allowed. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| Detainees in special housing are afforded visitation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees in special housing are afforded visitation. |
| Legal visitation is available seven (7) days a week, including holidays. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Legal visitation is available seven days a week including holidays. |
| On regular business days legal visitation hours are provide for a minimum of eight (8) hours per day, and a minimum of four hours per day on weekends and holidays. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Legal visits occur as needed. |
| On regular business days, detainees are given the option of continuing a meeting with a legal representative through a scheduled meal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Private consultation rooms are available for attorney meetings. There is a mechanism for the detainee and his/her representative to exchange documents. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Private consultation rooms are available for attorneys' meetings. |
| There are written procedures governing detainee searches. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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VISITATION

POLICY: ICE SHALL PERMIT DETAINEES TO VISIT WITH FAMILY, FRIENDS, LEGAL REPRESENTATIVES, SPECIAL INTEREST GROUPS, AND THE NEWS MEDIA.

| | | | | |
|--|-------------------------------------|--------------------------|--------------------------|--|
| When strip searches are required after every contact visit with a legal representative, the facility provides an option for non-contact visits with legal representatives. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Prior to each visit, legal service providers and assistants are identified per the standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The current list of <i>pro bono</i> legal organizations is posted in the detainee housing areas and other appropriate areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The list of pro bono legal organizations is posted in the housing units. |
| The decision to permit or deny a tour is not delegated below the level of Field Office Director. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Provisions for NGO visitation, as stated in the Detention Standards, are complied with. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Law enforcement officials who request to visit with a detainee are referred to the ICE Field Office for approval. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Former detainees or aliens in proceedings, requesting to visit with a detainee, are referred to the OIC or ICE Field Office. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Procedures are in place, consistent with the detention standard, for examinations by independent medical service providers and experts. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Policy # MTC 5.2.1, entitled "Visitation" dated September 16, 2008, provides guidance regarding detainee visitation. Non-contact visiting is allowed weekly from 5:30 PM through 8:00 PM Monday through Friday and 12:00 PM through 3:00 PM Saturday and Sunday. Visitation schedule and rules are available in the visiting lobby. Visitation rules are also available in the detainee handbook. The visitor dress code is available in the front entrance. Detainees in special housing are afforded visitation.

AUDITOR'S SIGNATURE / DATE
 [Redacted Signature] (September 18, 2008)



[Handwritten Signature]

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VOLUNTARY WORK PROGRAM

POLICY: IN EVERY FACILITY OFFERING A VOLUNTARY WORK PROGRAM, ICE DETAINEES WILL HAVE THE OPPORTUNITY TO WORK AND EARN MONEY BY PARTICIPATING. WHILE NOT LEGALLY REQUIRED, ICE AFFORDS DETAINEE WORKERS BASIC OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION (OSHA) PROTECTIONS.

CHECK HERE IF ICE DETAINEES ARE NOT AUTHORIZED TO WORK AT THE IGSA FACILITY. MARK NA ON FORM G-324A, PAGE 3 AND MOVE TO NEXT SECTION.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| Does the facility have a voluntary work program? • Do ICE detainees participate? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee housekeeping meets neatness and cleanliness standards. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Sanitation in the housing units was found to be acceptable. |
| Detainees have the opportunity to participate in special details, however, are never allowed to work outside the secure perimeter. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written procedures govern selection of detainees for the Voluntary Work Program. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Where possible, physically and mentally challenged detainees participate in the program. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All detainees are given an opportunity to participate in the voluntary work program. |
| The facility complies with work-hour requirements for detainees, not exceeding: • Eight hours a day and Forty hours a week. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee volunteers generally work according to fixed schedule. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All work schedules are fixed. |
| If a detainee is removed from a work detail, staff places the written justification for the action in the detainee's detention file. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff, in accordance with written procedure, ensures that detainee volunteers understand their responsibilities as workers before they join the work program. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Pre-employment orientation training includes educating the detainees on their responsibilities as workers within the voluntary work program. |
| The voluntary work program meets: • OSHA, NFPA, ACA standards | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Medical staff screen and formally certify detainee food service volunteers. • Before the assignment begins; and • As a matter of written procedure | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All detainees assigned to food service were medically cleared. |
| Detainees receive safety equipment/ training sufficient for the assignment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Safety training is provided during the initial orientation class. |
| Proper procedure is followed when an ICE detainee is injured on the job. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS

The Otero County Processing Center, Volunteer Work Program provides detainees with the opportunity to work and earn money. While not legally required to do so, ICE affords working detainees basic Occupational Safety and Health Administration (OSHA) protections.

b6, b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

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for

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SECTION II
HEALTH SERVICES STANDARDS

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G-324A Detention Inspection Form Worksheet for IGSA's - Rev: 07/09/07

HUNGER STRIKES

POLICY: ALL FACILITIES WILL FOLLOW STANDARD GUIDELINES FOR THE MEDICAL AND ADMINISTRATIVE MANAGEMENT OF ICE DETAINEES ENGAGING IN HUNGER STRIKES. BY MONITORING OF THE HEALTH AND WELFARE OF THE INDIVIDUAL DETAINEES, FACILITIES WILL STRIVE TO SUSTAIN THEIR LIVES.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| When a detainee has refused food for 72 hours, it is standard practice for staff to refer him/her to the medical department. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Otero County Emergency Action Plan, Section Twelve, Hunger Strike Emergency Plan, and Physician Network Association Policy A-4012, Hunger Strikes, fully address this standard |
| CDFs and IGSA's immediately report a hunger strike to the ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has established procedures to ensure staff respond immediately to a hunger strike. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Policy and procedure require that staff isolate a hunger-striking detainee from other detainees. • If yes, in an observation room? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | This element is fully addressed in both policies |
| Medical personnel are authorized to place a detainee in the Special Management Unit or a locked hospital room. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Medical staff records the weight and vital signs of a hunger-striking detainee at least once every 24 hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIC of the facility obtains a hunger striker's consent before medical treatment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A signed Refusal of Treatment form is required of every detainee who rejects medical evaluation or treatment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | This is addressed in the Physicians Network Association Policy A-4012, Hunger Strikes, dated 10/24/2006. |
| During a hunger strike, staff document and provide the hunger-striking detainee three meals a day. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff maintains the hunger striker's supply of drinking water/other beverages. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| During a hunger strike, staff removes all food items from the hunger striker's living area. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff is directed to record the hunger striker's fluid intake and food consumption; Does staff always use Hunger Strike Monitoring Form I-839 or similar IGSA form. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The medical staff has written procedures for treating hunger strikers. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff documents all treatment attempts, including attempts to persuade hunger striker of medical risks. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff has received training in identification of hunger strikes. Medical staff receives early training in hunger-strike evaluation and treatment. Staff remains current in evaluation and treatment techniques. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of the training plan and interview with the training officer found all staff receive hunger strike training, to include identification and reporting during orientation and during the ongoing training program. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

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REMARKS:

The facility has policies addressing hunger strikes. The mental health staff of the contract medical provider, Physicians Network Association, provides mental health treatment and evaluation for detainees on a hunger strike. All detention staff receives training in the identification and reporting of hunger strikes. Medical staff receives training for hunger strike intervention, evaluation, and treatment.

b6,b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

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ACCESS TO MEDICAL CARE

POLICY: EVERY FACILITY WILL ESTABLISH AND MAINTAIN AN ACCREDITED/ACCREDITATION-WORTHY HEALTH PROGRAM FOR THE GENERAL WELL-BEING OF ICE DETAINEES.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| Facilities operate a health care facility in compliance with state and local laws and guidelines. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The policies of the facility and current medical operating procedures are in compliance with state and local laws and guidelines. |
| The facility's in-processing procedures for arriving detainees include medical screening. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All detainees have access to and receive medical care. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has access to a PHS/DIHS Managed Health Care Coordinator. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The medical staff is large enough to provide, examine, and treat the facility's detainee population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The Physician Network Association contractual services has a full complement of medical and mental health providers which is large enough to meet the clinical needs of the detainee population. |
| The facility has sufficient space and equipment to afford detainee privacy when receiving health care. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The medical facility has its own restricted-access area. The restricted access area is located within the confines of the secure perimeter. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The medical facility entrance includes a holding/waiting room. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The medical facility's holding/waiting room is under the direct supervision of custodial staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in the holding/waiting room have access to a drinking fountain. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Medical records are kept apart from other files. They are: <ul style="list-style-type: none"> • Secured in a locked area within the medical unit; • With physical access restricted to authorized medical staff; and • Procedurally, no copies made and placed in detainee files. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Pharmaceuticals are stored in a secure area. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All pharmaceuticals are stored in the pharmacy and inventoried quarterly for expiration dates. Medications carts are secured in the pharmacy except when conducting pill lines by clinical staff. Needles, syringes, and medical instruments are inventoried. A daily working stock of needles and syringes is maintained on a perpetual inventory. |

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ACCESS TO MEDICAL CARE

POLICY: EVERY FACILITY WILL ESTABLISH AND MAINTAIN AN ACCREDITED/ACCREDITATION-WORTHY HEALTH PROGRAM FOR THE GENERAL WELL-BEING OF ICE DETAINEES.

| | | | | |
|--|-------------------------------------|--------------------------|--------------------------|--|
| <p>Medical screening includes a Tuberculosis (TB) test.</p> <ul style="list-style-type: none"> • Every arriving detainee receives a TB test during the admission process; • Detainee's TB-screening does not occur more than one business day after his/her arrival at the facility; and • Detainees not screened are housed separate from the general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>All newly arrived detainees receive a chest x-ray upon arrival at the facility with an immediate reading provided. If a questionable finding is identified the detainee is housed in the negative pressure rooms and evaluated by the physician.</p> |
| <p>All detainees receive a mental-health screening upon arrival. It is conducted:</p> <ul style="list-style-type: none"> • By a health care provider or specially trained officer; and • Before a detainee's assignment to a housing unit. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>All detainees receive a mental health screening by medical staff. If a mental health concern is identified the detainee is referred to the contract psychiatrist.</p> |
| <p>The facility health care provider promptly reviews all I-794s (or equivalent) to identify detainees needing medical attention.</p> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <p>The health care provider physically examines/assesses arriving detainees within 14 days of admission/arrival at the facility.</p> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>A review of 30 detainee files found that 28 of 30 had a health appraisal conducted by the physician assistant within 14 days of arrival. One medical file identified the health appraisal was completed 17 days after arrival and one 21 days after arrival.</p> |
| <p>Detainees in the Special Management Unit have access to health care services.</p> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>Physician Network Association Policy, Access to Clinical Services A-03, dated 6/1/08, section 4, addresses medical staff making daily rounds in the Special Management Unit (SMU). A review of the SMU log identified that medical staff making rounds for sick call and pill lines are documented.</p> |
| <p>Staff provides detainees with health services (sick call) request slips daily, upon request.</p> <ul style="list-style-type: none"> • Request slips are available in languages other than English, including every language spoken by a sizeable number of the facility's detainee population. • Service-request slips are delivered in a timely fashion to the health care provider. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>Sick Call request slips are available in the units from the correctional officer and are in English and Spanish. Once the detainee completes the request these are placed in the sick call box for medical to pick up and triage. The average time for a completed sick call request is 24 to 48 hours.</p> |
| <p>The facility has a written plan for the delivery of 24-hour emergency health care when no medical personnel are on duty at the facility, or when immediate outside medical attention is required.</p> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <p>Physician Network Association Policy, Emergency Plan A-08, dated 6/1/08 fully addresses this element on how to contact emergency medical care and transport when indicated.</p> |

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ACCESS TO MEDICAL CARE

POLICY: EVERY FACILITY WILL ESTABLISH AND MAINTAIN AN ACCREDITED/ACCREDITATION-WORTHY HEALTH PROGRAM FOR THE GENERAL WELL-BEING OF ICE DETAINEES.

| | | | | |
|---|-------------------------------------|--------------------------|-------------------------------------|---|
| The plan includes an on-call provider. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The plan includes a list of telephone numbers for local ambulance and hospital services. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The plan includes procedures for facility staff to utilize this emergency health care consistent with security and safety. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detention staff is trained to respond to health-related emergencies within a 4-minute response time. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All detention staff is trained to respond to health related emergencies. The American Heart Association Life Saver course to include CPR and First Aid is provided to all staff. |
| Where staff is used to distribute medication, a health care provider properly trains these officers. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Only medical staff distributes medications. |
| The medical unit keeps written records of medication that is distributed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Medication Administration Records (MAR) are maintained on all prescribed medications distributed to the detainees. Numerous Keep-On-Person medications are provided to the detainees and these medications are maintained on the MARs for review of compliance. |
| The Form I-819 (or IGSA equivalent) is used to notify the Warden/Facility of a detainee that has special medical needs. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A signed and dated consent form is obtained from a detainee before medical treatment is administered. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees use the I-813 (or IGSA equivalent) to authorize the release of confidential medical records to outside sources. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility health care provider is given advance notice prior to the release, transfer, or removal of a detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee's medical records or a copy thereof, are available and transferred with the detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The medical summary, to include medications, infectious disease status, and a copy of all pertinent information, is transferred with the detainee. |
| Medical records are placed in a sealed envelope or other container labeled with the detainee's name and A-number and marked "MEDICAL CONFIDENTIAL". | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The medical record is placed in a sealed envelope and marked with the detainee's name and A-number and sealed with a tape labeled Medical Confidential. |

ACCEPTABLE
 DEFICIENT
 AT-RISK
 REPEAT FINDING

REMARKS:

Physician Network Association provides contractual medical staff on site 24 hours a day. Medical staff includes a physician, a physician assistant, one dentist, a dental assistant, a director of nursing, seven RNs, five LVNs, two medical records administrators, three general clerks, a mental health social worker, a psychiatrist, an x-ray technician, a pharmacy and supply manager, an assistant health services administrator, and the health services administrator. The physician provides oversight and supervision of the physician assistant. The physician is on site two days a week and the physician assistant provides onsite coverage five days a week. Thomason General Hospital in El Paso Texas provides in-patient and out-patient services.

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A review of 30 detainee medical files found that 28 have a history and physical examination completed by the physician assistant within 14 days of arrival. Two detainees' history and physical examinations were completed late. One of the exams was conducted at 17 days and one at 21 days after the detainee's arrival.

All detainees receive a chest x-ray to rule out tuberculosis. The radiographic equipment provides a preliminary report of negative or abnormal findings and then a final report is reviewed by the physician.

All staff is trained to respond to health-related emergencies within a 4-minute response time and have received the American Red Cross Heart Savers course in basic CPR and first aid.

Only medical staff conducts medical and mental health intake screening.

 / September 18, 2008
AUDITOR'S SIGNATURE / DATE

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SUICIDE PREVENTION AND INTERVENTION

POLICY: ALL DETENTION STAFF WORKING WITH ICE DETAINEES WILL BE TRAINED TO RECOGNIZE SUICIDE-RISK INDICATORS. STAFF WILL HANDLE POTENTIALLY SUICIDAL INDIVIDUALS WITH SENSITIVITY, SUPERVISION, AND REFERRALS. A CLINICALLY SUICIDAL DETAINEE WILL RECEIVE PREVENTIVE SUPERVISION AND TREATMENT.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| Every new staff member receives suicide-prevention training. Suicide-prevention training occurs during the employee orientation program. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Physician Network Association Suicide Prevention and Intervention Policy A-32, dated 10/24/2006, requires all staff to receive suicide prevention training. A review of the training records and lesson plan for suicide prevention identified staff as receiving 2 hours of training during orientation and ongoing monthly training sessions during the "muster" sessions for correctional staff. |
| Training prepares staff to: <ul style="list-style-type: none"> • Recognize potentially suicidal behavior; • Refer potentially suicidal detainees, following facility procedures; and • Understand and apply suicide-prevention techniques. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The suicide prevention and intervention training fully addresses this element. Additionally, all staff completes a post test of understanding of the policy and intervention techniques. |
| A health-care provider or specially trained officer screens all detainees for suicide potential as part of the admission process. <ul style="list-style-type: none"> • Screening does not occur later than one working day after the detainee's arrival. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Medical staff completes a mental health intake screening as part of the admission process. If a mental health history is identified, the detainee is referred to the psychiatrist and placed on the mental health clinic roster. |
| Written procedures cover when and how to refer at-risk detainees to medical staff and procedures are followed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation Policy 2.1.16, Suicide Prevention and Awareness, dated September 8, 2008, and Physician Network Association Policy Suicide Prevention A-32, dated 10/24/06, fully address this standard. |
| The facility has a designated isolation room for evaluation and treatment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has two cells identified for special watch under constant supervision by a trained correctional officer. |
| The designated isolation room does not contain any structures or smaller items that could be used in a suicide attempt. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Medical staff has approved the room for this purpose. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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SUICIDE PREVENTION AND INTERVENTION

POLICY: ALL DETENTION STAFF WORKING WITH ICE DETAINEES WILL BE TRAINED TO RECOGNIZE SUICIDE-RISK INDICATORS. STAFF WILL HANDLE POTENTIALLY SUICIDAL INDIVIDUALS WITH SENSITIVITY, SUPERVISION, AND REFERRALS. A CLINICALLY SUICIDAL DETAINEE WILL RECEIVE PREVENTIVE SUPERVISION AND TREATMENT.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| Staff observes and documents the status of a suicide-watch detainee at least once every 15 minutes. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | An officer sits outside the special watch room and constant observation is maintained for all special watches and documented in the log book. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The MTC Suicide Prevention and Awareness Policy #2.1.16 and the Physician Network Association Suicide Prevention Policy A-32, fully address how to handle a potentially suicidal detainee to include supervision, referrals, and housing of the detainee.

All detention staff working with ICE detainees has received suicide prevention and intervention training during orientation and ongoing training. The lesson plan fully addresses how to recognize potential suicidal behavior, understand and apply suicide prevention techniques, and the referral to medical and mental health providers.

b6, b7c / September 18, 2008
 AUDITOR'S SIGNATURE / DATE



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TERMINAL ILLNESS, ADVANCED DIRECTIVES, AND DEATH

POLICY ALL FACILITIES HOUSING ICE DETAINEES SHALL HAVE POLICIES AND PROCEDURES ADDRESSING THE ISSUES OF TERMINAL ILLNESS OR INJURY, MEDICAL ADVANCED DIRECTIVES, AND DETAINEE DEATH, TO INCLUDE THE PROCEDURES TO ENSURE PROPER NOTIFICATION IS PROVIDED TO ICE OFFICIALS, FAMILY MEMBERS AND OTHER INTERESTED PARTIES IN THE EVENT OF A DETAINEE BECOMING TERMINALLY ILL OR INJURED OR DEATH OF A DETAINEE OCCURS. IN ADDITION, THE POLICY WILL COVER PROCEDURES TO BE TAKEN IF THE DEATH OF A DETAINEE OCCURS WHILE IN TRANSIT.

CHECK THIS BOX IF THE FACILITY DOES NOT ACCEPT ICE DETAINEES WHO ARE SEVERELY OR TERMINALLY ILL. INDICATE NA IN THE APPROPRIATE BOX FOR THIS PORTION OF THE WORKSHEET. ALWAYS COMPLETE ALL REFERENCES TO DETAINEE DEATH AND RELATED NOTIFICATIONS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| Detainees who are chronically or terminally ill are transferred to an appropriate offsite medical facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation (MTC) Policy 6.5.1, Terminal Illness, Advance Directives, and Death, dated August 27, 2008 Section A 1 and Physician Network Association Policy B-23, dated 10/24/06, fully address this element. |
| The facility or appropriate ICE office promptly notifies the next of kin of the detainee's medical condition, to include: <ul style="list-style-type: none"> • The detainee's location; and • The limitations placed on visiting. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| There are guidelines addressing the State Advanced Directive Form for Implementing Living Wills and Advanced Directives. <ul style="list-style-type: none"> • The guidelines include instructions for detainees who wish to have a living will other than the generic form the DIHS provides or who wishes to appoint another to make advance decisions for him or her. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The guidelines provide the detainee the opportunity to have a private attorney prepare the documents. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Physician Network Association Policy Section B Living Wills and Advance Directive does not address having a private attorney prepare the document. During the review process a revised policy was provided to the health service administrator to include guidelines to provide an opportunity to have a private attorney prepare the documents. |
| There is a policy addressing "Do Not Resuscitate Orders" | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees with a "Do Not Resuscitate" order in the medical record receive maximal therapeutic efforts short of resuscitation? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility notifies the DIHS Medical Director and Headquarters' Legal Counsel of the name and basic circumstances of any detainee with a "Do Not Resuscitate" order in the medical record. In the case of IGSA's, this notification is made through the local ICE representative. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has written procedures to address the issues of organ donation by detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has written procedures to notify ICE officials, deceased family members and consulates, when a detainee dies while in Service. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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TERMINAL ILLNESS, ADVANCED DIRECTIVES, AND DEATH

POLICY ALL FACILITIES HOUSING ICE DETAINEES SHALL HAVE POLICIES AND PROCEDURES ADDRESSING THE ISSUES OF TERMINAL ILLNESS OR INJURY, MEDICAL ADVANCED DIRECTIVES, AND DETAINEE DEATH, TO INCLUDE THE PROCEDURES TO ENSURE PROPER NOTIFICATION IS PROVIDED TO ICE OFFICIALS, FAMILY MEMBERS AND OTHER INTERESTED PARTIES IN THE EVENT OF A DETAINEE BECOMING TERMINALLY ILL OR INJURED OR DEATH OF A DETAINEE OCCURS. IN ADDITION, THE POLICY WILL COVER PROCEDURES TO BE TAKEN IF THE DEATH OF A DETAINEE OCCURS WHILE IN TRANSIT.

CHECK THIS BOX IF THE FACILITY DOES NOT ACCEPT ICE DETAINEES WHO ARE SEVERELY OR TERMINALLY ILL. INDICATE NA IN THE APPROPRIATE BOX FOR THIS PORTION OF THE WORKSHEET. ALWAYS COMPLETE ALL REFERENCES TO DETAINEE DEATH AND RELATED NOTIFICATIONS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| The facility has a policy and procedure to address the death of a detainee while in transport. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| At all ICE locations the detainee's remains disposed of in accordance with the provisions detailed in this standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| In the event that neither family nor consulate claims the remains, the Field Office schedules an indigent's burial, consistent with local procedures. <ul style="list-style-type: none"> If the detainee's is a U.S. military veteran, is the Department of Veterans Affairs notified? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | This element is not addressed in either policy. During the review process a revised policy was provided to the health service administrator to address this element. |
| An original or certified copy of a detainee's death certificate is placed in the subject's a-file. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility follows established policy and procedures describing when to contact the local coroner regarding such issues as: <ul style="list-style-type: none"> Performance of an autopsy; Who will perform the autopsy; Obtaining state approved death certificates; and Local transportation of the body. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| ICE staff follows established procedures to properly close the case of a deceased detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The local ICE agent indicates appropriate procedures are followed to close the case of a deceased detainee. |

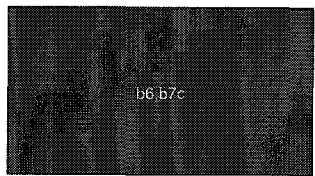
ACCEPTABLE DEFICIENT AT-RISK REPEAT FINDING

REMARKS:

The facility has policy and procedures addressing terminal illness, advanced directives, and death. The local ICE agent indicates appropriate procedures are followed to close the case of a deceased detainee.

During the review process, policies were revised to fully address advanced directives, specifically the opportunity to have a private attorney prepare the documents. The Death of a Detainee policy was revised to identify whether a detainee is a U. S. military veteran, in which case, the Department of Veterans Affairs is notified.

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SECTION III
SECURITY AND CONTROL STANDARDS

CONTRABAND

POLICY: ALL DETENTION FACILITIES WILL ENSURE THE PROPER HANDLING AND DISPOSAL OF ALL CONTRABAND. DOCUMENTATION OF CONTRABAND DESTRUCTION IS REQUIRED.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| The facility follows a written procedure for handling illegal contraband. Staff inventory, hold, and report it when necessary to the proper authority for action/possible seizure. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures No. 2.3.1, Subject-Contraband, addresses properly handling contraband. |
| Contraband that is government property is retained as evidence for potential disciplinary action or criminal prosecution. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Confiscated government property is forwarded to the shift supervisor who initiates a process assigning a control number to all contraband and placing it in the evidence box located in central control. All evidence in the evidence box is only removed by the chief of security or higher authority. |
| Staff returns property not needed as evidence to the proper authority. Written procedures cover the return of such property. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC policy 2.3.1 addresses procedures for returning property not needed as evidence to the proper authority. |
| Altered property is destroyed following documentation and using established procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Before confiscating religious items, the OIC or designated investigator contacts a religious authority. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff follows written procedures when destroying hard contraband that is illegal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility armory officer is designated to destroy hard contraband with at least one witness to the destruction. |
| Hard contraband that is illegal (under criminal statutes) may be retained and used for official use, e.g. training purposes. If yes, under specific circumstances and using specified written procedures. Hard contraband is secured when not in use. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

A review of local policy, confiscation documentation, and interviews with staff indicate contraband is confiscated, stored, and destroyed in a manner which is consistent with accepted correctional practice. There is an effective system of control to ensure all contraband is accounted for and/or forwarded to the appropriate authority.

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DETENTION FILES

POLICY: EVERY FACILITY WILL CREATE A DETENTION FILE FOR EVERY ICE DETAINEE BOOKED INTO THE FACILITY, EXCLUDING ONLY DETAINEES SCHEDULED TO DEPART WITHIN 24 HOURS. THE DETENTION FILE WILL CONTAIN COPIES AND, IN SOME CASES, THE ORIGINAL OF SPECIFIED DOCUMENTS CONCERNING THE DETAINEE'S STAY IN THE FACILITY: CLASSIFICATION SHEET, MEDICAL QUESTIONNAIRE, PROPERTY INVENTORY SHEET, DISCIPLINARY DOCUMENTS, ETC.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| A detention file is created for every new arrival whose stay will exceed 24 hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detention files are created for all detainees. |
| The detainee detention file contains either originals or copies of documentation and forms generated during the admissions process. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of 25 active files and 10 inactive files reveals the files contain documentation and forms generated during the admissions process. |
| The detainee's detention file also contains documents generated during the detainee's custody. <ul style="list-style-type: none"> • Special requests • Any G-589s and/or I-77s closed-out during the detainee's stay • Disciplinary forms/Segregation forms • Grievances, complaints, and the disposition(s) of same. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of the detainee detention files indicates they contain all documents generated during the detainee's custody. |
| The detention files are located and maintained in a secure area. If not, the cabinets are lockable and distribution of the keys is limited to supervisors. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detention files are in a secured area. |
| The detention file remains active during the detainee's stay. When the detainee is released from the facility, staff adds copies of completed release documents, the original closed-out receipts for property and valuables, the original I-385 or equivalent, and other documentation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Release paperwork (I-203's) was not maintained in the detainee files. The facility corrected this issue and started filing the release paperwork in the detainee files. |
| The officer closing the detention file makes a notation that the file is complete and ready to be archived. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Staff makes notations that the file is complete and ready to be archived. |
| Staff makes copies and sends documents from the file when properly requested by supervisory personnel at the receiving facility or office. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Appropriate staff has access to the detention files, and other departmental requests are accommodated by making a request for the file. Each file is properly logged out and in by a representative of the responsible department. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The facility creates a detention file for every ICE detainee booked into the facility. A review of the detainee detention files indicates they contain all documents generated during the detainee's custody. Detention files are in a secured area and only appropriate staff has access to the files.

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DISCIPLINARY POLICY

POLICY: ALL FACILITIES HOUSING ICE DETAINEES ARE AUTHORIZED TO IMPOSE DISCIPLINE ON DETAINEES WHOSE BEHAVIOR IS NOT IN COMPLIANCE WITH FACILITY RULES AND REGULATIONS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| The facility has a written disciplinary system using progressive levels of reviews and appeals. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures No. 6.3.1, Subject-Disciplinary Procedures, addresses a progressive system of discipline and appeals. |
| The facility rules state that disciplinary action shall not be capricious or retaliatory. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of the facility policy 6.3.1, Subject-Disciplinary Procedures, includes the statement that discipline shall not be capricious or retaliatory. |
| Written rules prohibit staff from imposing or permitting the following sanctions: <ul style="list-style-type: none"> • corporal punishment • deviations from normal food service • clothing deprivation • bedding deprivation • denial of personal hygiene items • loss of correspondence privileges • deprivation of physical exercise | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The rules of conduct, sanctions, and procedures for violations are defined in writing and communicated to all detainees verbally and in writing. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are informed verbally of the rules of conduct during the intake process. The information is also contained in the detainee handbook. |
| The following items are conspicuously posted in Spanish and English, and other dominate languages used in the facility: <ul style="list-style-type: none"> • Rights and Responsibilities • Prohibited Acts • Disciplinary Severity Scale • Sanctions | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | An inspection of six detainee living areas revealed the discipline criteria is posted. |
| When minor rule violations or prohibited acts occur, informal resolutions are encouraged. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility shift lieutenant is responsible for adjudication of minor infractions. |
| Incident reports and Notice of Charges are promptly forwarded to the designated supervisor. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility discipline procedures require staff to forward disciplinary reports to the shift supervisor prior to completing their shift. |
| Incident reports are investigated within 24 hours of the incident. The Unit Disciplinary Committee (UDC) or equivalent does not convene before an investigation ends. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| An intermediate disciplinary process is used to adjudicate minor infractions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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DISCIPLINARY POLICY

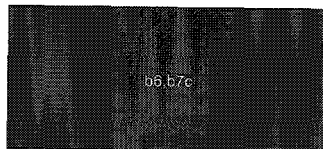
POLICY: ALL FACILITIES HOUSING ICE DETAINEES ARE AUTHORIZED TO IMPOSE DISCIPLINE ON DETAINEES WHOSE BEHAVIOR IS NOT IN COMPLIANCE WITH FACILITY RULES AND REGULATIONS.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| A disciplinary panel (or equivalent in IGSA's) adjudicates infractions. The panel: <ul style="list-style-type: none"> • Conducts hearings on all charges and allegations referred by the UDC; • Considers written reports, statements, physical evidence, and oral testimony; • Hears pleadings by detainees and staff representatives; • Bases its findings on the preponderance of evidence; and • Imposes only authorized sanctions | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security (disciplinary hearing officer) adjudicates infractions. |
| A staff representative is available if requested for a detainee facing a disciplinary hearing. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC Operational Policies and Procedures, No. 6.3.1, Subject-Disciplinary Procedures, reference a staff representative during disciplinary hearing. |
| The facility permits hearing postponements or continuances when conditions warrant such a continuance. Reasons are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The duration of punishment set by the OIC, as recommended by the disciplinary panel, does not exceed established sanctions. The maximum time in disciplinary segregation is limited to 60 days for a single offense. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written procedures govern the handling of confidential-informant information. Standards include criteria for recognizing "substantial evidence" | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All forms relevant to the incident, investigation, committee/panel reports, etc., are completed and distributed as required. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

A review of the discipline policy and practical application of the process revealed staff are well-trained, proficient, and knowledgeable of the discipline process. Interviews of detainees in living areas and SMU indicate detainees are treated fairly and understand the discipline process.

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EMERGENCY (CONTINGENCY) PLANS

POLICY ALL FACILITIES HOLDING ICE DETAINEES WILL RESPOND TO EMERGENCIES WITH A PREDETERMINED STANDARDIZED PLAN TO MINIMIZE THE HARMING OF HUMAN LIFE AND THE DESTRUCTION OF PROPERTY. IT IS RECOMMENDED THAT SPCs AND CDFs ENTER INTO AGREEMENT, VIA MEMORANDUM OF UNDERSTANDING (MOU), WITH FEDERAL, LOCAL AND STATE AGENCIES TO ASSIST IN TIMES OF EMERGENCY.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|-------------------------------------|--------------------------|--|
| Policy precludes detainees or detainee groups from exercising control or authority over other detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures, No. 2.1.8, Subject-Detainees Control and Movement, section (e) states, "No detainee or groups of detainees shall be given authority over other detainees." |
| Detainees are protected from: <ul style="list-style-type: none"> • Personal abuse • Corporal punishment • Personal injury • Disease • Property damage • Harassment from other detainees | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC Operational Policies and Procedures, No. 6.1.2, Subject-Detainee Rights, section (c) states, "Detainees will not be subject to personal abuse, corporal punishment, personal injury, disease, property damage, or harassment. The personal property of detainees will be protected." |
| Staff is trained to identify signs of detainee unrest. <ul style="list-style-type: none"> • What type of training and how often? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility staff received training in communication skills, detainee supervision, manipulation, and fraternization during in-service and pre-service training. |
| Staff effectively disseminates information on facility climate, detainee attitudes, and moods to the Officer In Charge (OIC) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility supervisory staff disseminates information during "Shift Muster" prior to staff going on duty. |
| There is a designated person or persons responsible for emergency plans and their implementation. Sufficient time is allotted to the person or group for development and implementation of the plans. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The warden is the designated person responsible for emergency plans and their implementation. |
| The plans address the following issues: <ul style="list-style-type: none"> • Confidentiality • Accountability (copies and storage locations) • Annual review procedures and schedule • Revisions | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Contingency plans include a comprehensive general section with procedures applicable to most emergency situations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has cooperative contingency plans with applicable: <ul style="list-style-type: none"> • Local law enforcement agencies • State agencies • Federal agencies | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The facility does not have cooperative contingency plans with local, state, and federal law enforcement agencies. |

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EMERGENCY (CONTINGENCY) PLANS

POLICY ALL FACILITIES HOLDING ICE DETAINEES WILL RESPOND TO EMERGENCIES WITH A PREDETERMINED STANDARDIZED PLAN TO MINIMIZE THE HARMING OF HUMAN LIFE AND THE DESTRUCTION OF PROPERTY. IT IS RECOMMENDED THAT SPCs AND CDFs ENTER INTO AGREEMENT, VIA MEMORANDUM OF UNDERSTANDING (MOU), WITH FEDERAL, LOCAL AND STATE AGENCIES TO ASSIST IN TIMES OF EMERGENCY.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| All staff receives copies of Hostage Situation Management policy and procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility staff has access to hostage management policy on the computer share directory that is located in the administration area. |
| Staff is trained to disregard instructions from hostages, regardless of rank. Within 24 hours after release, hostages are screened for medical and psychological effects. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Emergency plans include emergency medical treatment for staff and detainees during and after an incident. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Food service maintains at least 3 days' worth of emergency meals for staff and detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written plans identify locations of shut-off valves and switches for all utilities (water, gas, electric). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written procedures cover: <ul style="list-style-type: none"> • Work/Food Strike • Disturbances • Escapes • Bomb Threats • Adverse Weather • Internal Searches • Facility Evacuation • Detainee Transportation System Plan • Internal Hostages • Civil Disturbances | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | During the review it was noted the facility emergency plans do not cover written procedures for Work/Food Strike. However, on 9-18-08, management staff developed written procedures for Work/Food Strike. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The facility does not have cooperative contingency plans with local, state, and federal law enforcement agencies.

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ENVIRONMENTAL HEALTH AND SAFETY

POLICY: EVERY FACILITY WILL CONTROL FLAMMABLE, TOXIC, AND CAUSTIC MATERIALS THROUGH A HAZARDOUS MATERIALS PROGRAM. THE PROGRAM WILL INCLUDE, AMONG OTHER THINGS, THE IDENTIFICATION AND LABELING OF HAZARDOUS MATERIALS IN ACCORDANCE WITH APPLICABLE STANDARDS (E.G., NATIONAL FIRE PROTECTION ASSOCIATION [NFPA]); IDENTIFICATION OF INCOMPATIBLE MATERIALS, AND SAFE-HANDLING PROCEDURES

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|--|
| The facility has a system for storing, issuing, and maintaining inventories of hazardous materials. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility does have a system for the storage, issuance and inventories of hazardous materials. Local policy 1.3.6 "Control of Flammable, Toxic, and Caustic Materials" indicates program particulars. |
| Constant inventories are maintained for all flammable, toxic, and caustic substances used/stored in each section of the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Constant inventories are being maintained. |
| The manufacturer's Material Safety Data Sheet (MSDS) file is up-to-date for every hazardous substance used. <ul style="list-style-type: none"> • The files list all storage areas, and include a plant diagram and legend. • The MSDSs and other information in the files are available to personnel managing the facility's safety program. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Material Safety Data Sheets were not available for items stored in the food service dining room chemical closet. |
| All personnel using flammable, toxic, and/or caustic substances follow the prescribed procedures. They: <ul style="list-style-type: none"> • Wear personal protective equipment; and • Report hazards and spills to the designated official. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All staff members receive training pertaining to the OSHA 1910.1200 "Hazard Communication" standard. |
| The MSDSs are readily accessible to staff and detainees in work areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MSDSs are readily available to staff and detainees. |
| Hazardous materials are always issued under proper supervision. <ul style="list-style-type: none"> • Quantities are limited; and • Staff always supervises detainees using these substances. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Observations and interviews concluded that hazardous materials are under proper supervision. |
| All "flammable" and "combustible" materials (liquid and aerosol) are stored and used according to label recommendations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Flammable and combustible materials are stored properly. |
| Lighting fixtures and electrical equipment installed in storage rooms and other hazardous areas meet National Electrical Code requirements. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | There was no evidence of electrical fixtures not meeting National Electric Code requirements. |
| The facility has sufficient ventilation, and provides and ensures clean air exchanges throughout all buildings. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility appears to have adequate ventilation and air exchanges in all areas. |
| Vents return vents, and air conditioning ducts are not blocked or obstructed in cells or anywhere in the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | There was no evidence of vents or ducts being blocked or obstructed. |
| Living units are maintained at appropriate temperatures in accordance with industry standards. (68 to 74 degrees in the winter and 72 to 78 degrees in the summer.) | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Living unit temperatures were observed to be within prescribed temperature parameters. |
| Shower and sink water temperatures do not exceed the industry standard of 120 degrees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Shower and sink water temperatures did not exceed 105 degrees. |
| All toxic and caustic materials are stored in their original containers in a secure area. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All toxic and caustic materials are stored in their original container and properly secured. |

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G-324A Detention Inspection Form Worksheet for IGSA's - Rev. 07/09/07

ENVIRONMENTAL HEALTH AND SAFETY

POLICY: EVERY FACILITY WILL CONTROL FLAMMABLE, TOXIC, AND CAUSTIC MATERIALS THROUGH A HAZARDOUS MATERIALS PROGRAM. THE PROGRAM WILL INCLUDE, AMONG OTHER THINGS, THE IDENTIFICATION AND LABELING OF HAZARDOUS MATERIALS IN ACCORDANCE WITH APPLICABLE STANDARDS (E.G., NATIONAL FIRE PROTECTION ASSOCIATION [NFPA]); IDENTIFICATION OF INCOMPATIBLE MATERIALS, AND SAFE-HANDLING PROCEDURES

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|--|
| Excess flammables, combustibles, and toxic liquids are disposed of properly and in accordance with MSDSs. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff directly supervise and account for products with methyl alcohol. Staff receives a list of products containing diluted methyl alcohol, e.g., shoe dye. All such products are clearly labeled. "Accountability" includes issuing such products to detainees in the smallest workable quantities. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Staff directly supervises methyl alcohol products. |
| Every employee and detainee using flammable, toxic, or caustic materials receives advance training in their use, storage, and disposal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Employees and detainees do receive training in chemical usage. |
| The facility complies with the most current edition of applicable codes, standards, and regulations of the National Fire Protection Association and the Occupational Safety and Health Administration (OSHA). | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | All areas, with the exception of a secondary means of egress from the Food Service Department appear to be compliant with published NFPA and OSHA regulations and/or guidelines. |
| A technically qualified officer conducts the fire and safety inspections. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility employs a full time safety manager. |
| The Safety Office (or officer) maintains files of inspection reports. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The safety officer (risk manager) maintains files of all inspection reports. |
| The facility has an approved fire prevention, control, and evacuation plan. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The facility is currently developing a fire prevention, control and evacuation plan. |
| The plan requires: <ul style="list-style-type: none"> • Monthly fire inspections; • Fire protection equipment strategically located throughout the facility; • Public posting of emergency plans with accessible building/room floor plans; • Exit signs and directional arrows; and • An area-specific exit diagram conspicuously posted in the diagrammed area. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Certain elements of the fire plan are in place. However, the facility does not currently have a comprehensive approved fire plan. Additionally, most areas of the facility do not have exit signs with directional arrows installed. The contractor has been made aware of this deficiency. Furthermore, the contractor acknowledged the deficiency in a letter dated September 17, 2008. Exit lights are to be ordered and delivery expected on September 23, 2008. |
| Fire drills are conducted and documented monthly. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Fire drills are conducted on a monthly basis. Emergency keys are not drawn to unlock emergency exit doors not in daily use. |

ENVIRONMENTAL HEALTH AND SAFETY

POLICY: EVERY FACILITY WILL CONTROL FLAMMABLE, TOXIC, AND CAUSTIC MATERIALS THROUGH A HAZARDOUS MATERIALS PROGRAM. THE PROGRAM WILL INCLUDE, AMONG OTHER THINGS, THE IDENTIFICATION AND LABELING OF HAZARDOUS MATERIALS IN ACCORDANCE WITH APPLICABLE STANDARDS (E.G., NATIONAL FIRE PROTECTION ASSOCIATION [NFPA]); IDENTIFICATION OF INCOMPATIBLE MATERIALS, AND SAFE-HANDLING PROCEDURES

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|--|
| A sanitation program covers barbering operations. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Local policy 1.1:1, Facility Sanitation & Maintenance, covers all areas of the facility. |
| The barber shop has the facilities and equipment necessary to meet sanitation requirements. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The barbershop does have the facilities and equipment necessary to meet sanitation requirements. |
| The sanitation standards are conspicuously posted in the barbershop. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Sanitation standards are posted in the barbershop. |
| Written procedures regulate the handling and disposal of used needles and other sharp objects. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Local policy 2.4.4 "Access to Keys, Tools and Utensils" stipulates the handling of used needles and other sharps. |
| All items representing potential safety or security risks are inventoried and a designated individual checks this inventory weekly. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Items representing a potential safety or security risk are being inventoried on a daily basis. |
| Standard cleaning practices include: <ul style="list-style-type: none"> • Using specified equipment; cleansers; disinfectants and detergents. • An established schedule of cleaning and follow-up inspections. • | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Local policy 1.1.1 "Facility Sanitation and Maintenance" specifies sanitation and inspection standards. |
| The facility follows standard cleaning procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Standard cleaning procedures are located in local policy 1.1.1. |
| Spill kits are readily available. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Spill kits were not readily available in any area of the facility. |
| A licensed medical waste contractor disposes of infectious/bio-hazardous waste. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Stericycle is the contractor handling medical waste for the facility. |
| Staff is trained to prevent contact with blood and other body fluids and written procedures are followed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All staff is trained in the OSHA blood borne pathogen standard 29 CFR 1910.1030. |
| Do the methods for handling/disposing of refuse meet all regulatory requirements? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility maintains a contract with El Paso Disposal for refuse removal. |
| A licensed/Certified/Trained pest-control professional inspects for rodents, insects, and vermin. <ul style="list-style-type: none"> • At least monthly. • The pest-control program includes preventative spraying for indigenous insects. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility maintains a contract for pest control services with Continental Termite & Pest Control. Monthly services are provided under the contract. |
| Drinking water and wastewater is routinely tested according to a fixed schedule. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Water testing and analysis is provided by the University of New Mexico. |

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ENVIRONMENTAL HEALTH AND SAFETY

POLICY: EVERY FACILITY WILL CONTROL FLAMMABLE, TOXIC, AND CAUSTIC MATERIALS THROUGH A HAZARDOUS MATERIALS PROGRAM. THE PROGRAM WILL INCLUDE, AMONG OTHER THINGS, THE IDENTIFICATION AND LABELING OF HAZARDOUS MATERIALS IN ACCORDANCE WITH APPLICABLE STANDARDS (E.G., NATIONAL FIRE PROTECTION ASSOCIATION [NFPA]); IDENTIFICATION OF INCOMPATIBLE MATERIALS, AND SAFE-HANDLING PROCEDURES

| COMPONENTS | Y | N | NA | REMARKS |
|--|--------------------------|-------------------------------------|--------------------------|---|
| Emergency power generators are tested at least every two weeks. <ul style="list-style-type: none"> • Other emergency systems and equipment receive testing at least quarterly. • Testing is followed-up with timely corrective actions (repairs and replacements). | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Documentation of emergency generator testing was not available. |
| <input type="checkbox"/> ACCEPTABLE <input checked="" type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

All areas of the Environmental Health and Safety components were thoroughly reviewed for compliance with published ICE standards and guidelines.

The Material Safety Data Sheets (MSDS) in the Food Service Department are not up-to-date for every hazardous substance.

The facility does not comply with the most current edition of applicable codes, standards, and regulations of the National Fire Protection Association and the Occupational Safety and Health Administration (OSHA). The two doors in each of the detainee dining areas, which seat approximately 150, do not have two exits (per area) that are remotely located from each other, as specified by the following NFPA 101 Life Codes.

NFPA 101, 4.5.3, Means of Egress

4.5.3.1, Number of Means of Egress. Two means of egress, as a minimum, shall be provided in every building or structure, section, and area where size, occupancy, and arrangement endanger occupants attempting to use a single means of egress that is blocked by fire or smoke. The two means of egress shall be arranged to minimize the possibility that both might be rendered impassable by the same emergency condition.

NFPA 101, 7.5, Arrangement of Means of Egress.

7.5.1.3.1, Where more than one exit is required from a building or portion thereof, such exits shall be remotely located from each other and shall be arranged and constructed to minimize the possibility that more than one has the potential to be blocked by any one fire or other emergency condition.

7.5.1.3.2, Where two exits or exit access doors are required, they shall be located at a distance from one another not less than one-half the length of the maximum overall diagonal dimension of the building or area to be served, measured in a straight line between the nearest edge of the exit doors or exit access doors, unless otherwise provided in 7.5.1.3.3 through 7.5.1.3.5.

7.5.1.3.3 In buildings protected throughout by an approved supervised automatic sprinkler system in accordance with Section 9.7, the minimum separation distance between two exits or exit access doors measured in accordance with 7.5.1.3.2 shall be not less than one-third the length of the maximum overall diagonal dimension of the building or area to be served.

7.5.1.3.6 Where more than two exits or exit access doors are required, at least two of the required exits or exit access doors shall be arranged to comply with the minimum separation distance requirements.

7.5.1.3.7 The balance of the exits or exit access doors specified in 7.5.1.3.6 shall be located so that, if one becomes locked, the others shall be available.

NFPA 101, 7.5.2, Impediments to Egress.

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7.5.2.1 Access to an exit shall not be through kitchens, storerooms other than as provided in Chapter 36 and Chapter 37, restrooms, workrooms, closets, bedrooms, or similar spaces or other rooms or spaces subject to locking, unless passage through such rooms or spaces is permitted for the occupancy by Chapter 18, 19, 22 or 23. Chapters 22 or 23 do not allow passage through kitchens.

The facility does not have an approved fire prevention, control, and evacuation plan. The plan requirements should include monthly fire inspections; fire protection equipment strategically located throughout the facility; public posting of emergency plans with accessible building/room floor plans; exit signs and directional arrows; and area-specific exit diagram conspicuously posted in the diagrammed area. Additionally, NFPA Life Safety Code 101, Chapter 7 requires the installation of illuminated exit signs with directional arrows throughout the facility.

Fire drills are conducted and documented monthly. However, emergency keys are not drawn and used to unlock one set of emergency exit doors.

Spill kits are not readily available.

There was no documentation available to indicate that emergency power generators are tested at least every two weeks. Additionally, there was no evidence or documentation to indicate that the generator is receiving quarterly testing and servicing from an external generator servicing company.

b6, b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6, b7c



HOLD ROOMS IN DETENTION FACILITIES

POLICY: HOLD ROOMS WILL BE USED ONLY FOR TEMPORARY DETENTION OF DETAINEES AWAITING REMOVAL, TRANSFER, BOIR HEARINGS, MEDICAL TREATMENT, INTRA-FACILITY MOVEMENT, OR OTHER PROCESSING INTO OR OUT OF THE FACILITY.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|-------------------------------------|--|
| The hold rooms are situated within the secure perimeter. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has 3 hold rooms within the secure perimeter. |
| The hold rooms are well ventilated well lighted, and all activating switches are located outside the room. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The hold rooms conform to ICE requirements. |
| The hold rooms contain sufficient seating for the number of detainees held. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Benches are utilized for the detainees. |
| Bunks, cots, beds, or other related make-shift sleeping apparatus are precluded from use inside hold rooms. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | During the review detainees were observed sleeping on the floor with blankets. |
| The walls and ceilings of the hold rooms are tamper and escape proof. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Individuals are not held in hold rooms for more than 12 hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Interview with supervisory staff, indicated detainees are removed from hold room within 6 hours. |
| Male and females are segregated from each other. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | The facility does not house females. |
| Detainees under the age of 18 are not held with adult detainees. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | The facility does not house detainees under the age of 18. |
| Detainees are provided with basic personal hygiene items such as water, soap, toilet paper, cups for water, feminine hygiene items, diapers and wipes. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| In older facilities, officers are within visual or audible range to allow detainees access to toilet facilities on a regular basis. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All detainees are given a pat down search for weapons or contraband before being placed in the room. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Officers closely supervise the detention hold rooms using direct supervision (Irregular visual monitoring.) <ul style="list-style-type: none"> • Hold rooms are irregularly monitored every 15 minutes. • Unusual behavior or complaints are noted. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| When the last detainee has been removed from the hold room, it is given a thorough inspection. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| There is a written evacuation plan that includes a designated officer to remove detainees from hold rooms in case of fire and/or building evacuation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| An appropriate emergency service is called immediately upon a determination that a medical emergency may exist. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Hold rooms are used only for temporary detention of detainees awaiting removal, transfer, treatment, intra-facility movement, or other processing into or out of the facility. An inspection of the hold rooms, which are located in the intake area, revealed the rooms are constructed and managed in accordance with policy and accepted practices. Hold rooms are constructed well and searched before other detainees are placed in the area.

b6, b7c

_____/ September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6, b7c

[Signature]

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**KEY AND LOCK CONTROL
(SECURITY, ACCOUNTABILITY AND MAINTENANCE)**

POLICY IT IS THE POLICY OF THE ICE SERVICE TO MAINTAIN AN EFFICIENT SYSTEM FOR THE USE, ACCOUNTABILITY AND MAINTENANCE OF ALL KEYS AND LOCKS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|---|
| The security officer[s], or equivalent in IGSA's, has attended an approved locksmith training program. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The security officer has not attended an approved locksmith training program. |
| The security officer, or equivalent in IGSA's, has responsibly for all administrative duties and responsibilities relating to keys, locks etc. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The security officer, or equivalent in IGSA's, provides training to employees in key control. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Review of the facility training curriculum revealed that staff received key control training during in-service and pre-service training. |
| The security officer, or equivalent in IGSA's, maintains inventories of all keys, locks and locking devices. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The security officer follows a preventive maintenance program and maintains all preventive maintenance documentation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Facility policies and procedures address the issue of compromised keys and locks. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management Training & Corporation, Operational Policies and Procedures, No. 2.4.1, Subject-Key and Lock Control, addresses the issue of compromised keys and locks. |
| The security officer, or equivalent in IGSA's, develops policy and procedures to ensure safe combinations integrity. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Only dead bolt or dead lock functions are used in detainee accessible areas. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | b2High |
| Only authorized locks (as specified in the Detention Standard) are used in detainee accessible areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Grand master keying systems are prohibited. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All worn or discarded keys and locks are cut up and properly disposed of. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC policy Key and Lock Control procedures provide direction on the destruction of worn and discarded keys. |
| Padlocks and/or chains are prohibited from use on cell doors. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| The entrance/exit door locks to detainee living quarters, or areas with an occupant load of 50 or more people, conform to: <ul style="list-style-type: none"> • Occupational Safety and Environmental Health Manual, Ch. 3; • National Fire Protection Association Life Safety Code 101. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The operational keyboard is sufficient to accommodate all the facility key rings, including keys in use, and is located in a secure area. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Procedures are in place to ensure that key rings are: <ul style="list-style-type: none"> • Identifiable; • The numbers of keys are cited; and • Keys cannot be removed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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**KEY AND LOCK CONTROL
(SECURITY, ACCOUNTABILITY AND MAINTENANCE)**

POLICY IT IS THE POLICY OF THE ICE SERVICE TO MAINTAIN AN EFFICIENT SYSTEM FOR THE USE, ACCOUNTABILITY AND MAINTENANCE OF ALL KEYS AND LOCKS.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|---|
| Emergency keys are available for all areas of the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Emergency keys to all areas of the facility are located in Central Control. |
| The facilities use a key accountability system. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| Authorization is necessary to issue any restricted key. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility staff must receive authorization to issue any restricted key from the chief of security, associate warden or the warden. |
| Individual gun lockers are provided. <ul style="list-style-type: none"> They are located in an area that permits constant officer observation. In an area that does not allow detainee or public access. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| The facility has a key accountability policy and procedures to ensure key accountability. The keys are physically counted daily. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management Training & Corporation, Operational Policies and Procedures, No. 2.4.1, Subject-Key and Lock Control, address key accountability, and keys are physically counted on each shift. |
| All staff members are trained and held responsible for adhering to proper procedures for the handling of keys. <ul style="list-style-type: none"> Issued keys are returned immediately in the event an employee inadvertently carries a key ring home. When a key or key ring is lost, misplaced, or not accounted for, the shift supervisor is immediately notified. Detainees are not permitted to handle keys assigned to staff. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | b2High |

ACCEPTABLE DEFICIENT AT-RISK REPEAT FINDING

REMARKS:

During the review [redacted] b2High It is recommended additional training be given to staff regarding key control and accountability. [redacted] b2High in accordance with NFPA 101, A.23.1.2.2.1. [redacted] b2High

[redacted] b6 b7c September 18, 2008 [redacted] b6 b7c
AUDITOR'S SIGNATURE / DATE *[Signature]*

POPULATION COUNTS

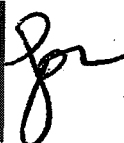
POLICY: ALL DETENTION FACILITIES SHALL ENSURE AROUND-THE-CLOCK ACCOUNTABILITY FOR ALL DETAINEES. THIS REQUIRES THAT THEY CONDUCT AT LEAST ONE FORMAL COUNT OF THE DETAINEE POPULATION PER SHIFT, WITH ADDITIONAL FORMAL AND INFORMAL COUNTS CONDUCTED AS NECESSARY.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| Staff conduct a formal count at least once each shift. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility conducts 8 formal counts within a 24 hour period. |
| Activities cease or are strictly controlled while a formal count is being conducted. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Certain operations cease during formal counts. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All movement ceases for the duration of a formal count. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Formal counts in all units take place simultaneously. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee participation in counts is prohibited. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A face-to-photo count follows each unsuccessful recount. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility conducts one face-to-photo count per 24 hour period. |
| Officers positively identify each detainee before counting him/her as present. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written procedures cover informal and emergency counts. <ul style="list-style-type: none"> • They are followed during informal counts and emergencies. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management Training & Corporation, Operational Policies and Procedures, No. 2.1.9, Subject-Detainees Counts, addresses written procedures for informal and emergency counts. |
| The control officer (or other designated position) maintains an out-count record of all detainees temporarily leaving the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The count room maintains an out-count record of all detainees leaving the facility. |
| This training is documented in each officer's training folder. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Count procedures at the facility are appropriate and are in line with effective accountability practices. The number of counts performed appears to be adequate to ensure detainees are accounted for. During this review the team members accompanied staff in the housing units as they performed the 3:45pm count on September 16 and the 11:00am count on September 17. One team member observed the taking of the count in the count room.

b6,b7c / September 18, 2008
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POST ORDERS

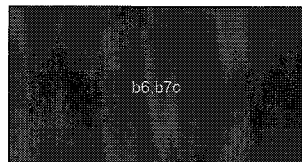
POLICY: ICE PROVIDES OFFICERS ALL NECESSARY GUIDANCE FOR CARRYING OUT THEIR DUTIES. THIS GUIDANCE INCLUDES THE POST ORDERS ESTABLISHED FOR EVERY POST, WHICH ARE REVIEWED AT LEAST ANNUALLY, AND GIVEN TO EACH OFFICER UPON ASSIGNMENT TO THAT POST.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| Every fixed post has a set of post orders. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | During the review the facility did not have post orders for outside hospital. However, management developed post orders on 9-18-08. Transportation post orders were not maintained on the buses or vans during escort. They are maintained in the intake area. |
| Each set contains the latest inserts (emergency memoranda, etc.) and revisions. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| One individual or department is responsible for keeping all post-orders current with revisions that take place between reviews. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security is responsible for keeping all post-orders current with quarterly reviews. |
| The IGSA maintains a complete set (central file) of post orders. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The central file is accessible to all staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIC or Contract / IGSA equivalent initiates/authorizes all post-order changes. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIC or Contract / IGSA equivalent has signed and dated the last page of every section. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of 25 post orders revealed the warden signed and dated the first page. |
| A review/updating/reissuing of post orders occurs regularly and at a minimum, annually. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Procedures keep post orders and logbooks secure from detainees at all times. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Every armed-post officer qualifies with the post weapon(s) before assuming post duty. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Armed-post post orders provide instructions for escape attempts. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of transportation, and perimeter post-orders revealed instructions for escape attempts are provided. |
| The post orders for housing units track the event schedule. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Housing-unit post officers record all detainee activity in a log. The post order includes instructions on maintaining the logbook. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Transportation post orders were not maintained on the bus or van during escort.

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SECURITY INSPECTIONS

POLICY: POST ASSIGNMENTS IN THE FACILITY'S HIGH-RISK AREAS, WHERE SPECIAL SECURITY PROCEDURES MUST BE FOLLOWED, WILL BE RESTRICTED TO EXPERIENCED PERSONNEL WITH A THOROUGH GROUNDING IN FACILITY OPERATIONS.

| COMPONENTS | YES | NO | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| The facility has a comprehensive security inspection policy. The policy specifies: <ul style="list-style-type: none"> • Posts to be inspected; • Required inspection forms; • Frequency of inspections; • Guidelines for checking security features; and • Procedures for reporting weak spots, inconsistencies, and other areas needing improvement | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures, No. 2.1.5, Subject-Patrols and Inspections, includes a listing of areas to be inspected and provides direction to staff in all areas to perform daily security inspections. |
| Every officer is required to conduct a security check of his/her assigned area. The results are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Daily security checks are documented in the housing unit log book. |
| Documentation of security inspections is kept on file. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Procedures ensure that recurring problems and a failure to take corrective action are reported to the appropriate manager. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All discrepancies are reported to the shift supervisor and a work order must be submitted by the end of the shift. |
| The front-entrance officer checks the ID of everyone entering or exiting the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All visits are officially recorded in a visitor logbook or electronically recorded. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All visitors are required to sign into the facility and are issued a pass or escorted to the area they are visiting. |
| The facility has a secure visitor pass system. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Every Control Center officer receives specialized training. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Staff received on the job training by senior staff. |
| The Control Center is staffed around the clock. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The central control room is staffed around the clock. |
| Policy restricts staff access to the Control Center. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The Central Control Post-Orders address staff access to Central Control. |
| Detainees are restricted from access to the Control Center. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Communications are centralized in the Control Center. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Officers monitor all vehicular traffic entering and leaving the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| The facility maintains a log of all incoming and departing vehicles to sensitive areas of the facility. Each entry contains: <ul style="list-style-type: none"> • The driver's name; • Company represented; • Vehicle contents; • Delivery date and time; • Date and time out; • Vehicle license number; and • Name of employee responsible for the vehicle during the visit | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Officers thoroughly search each vehicle entering and leaving the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

~~FOR OFFICIAL USE ONLY (LAW ENFORCEMENT SENSITIVE)~~

SECURITY INSPECTIONS

POLICY: POST ASSIGNMENTS IN THE FACILITY'S HIGH-RISK AREAS, WHERE SPECIAL SECURITY PROCEDURES MUST BE FOLLOWED, WILL BE RESTRICTED TO EXPERIENCED PERSONNEL WITH A THOROUGH GROUNDING IN FACILITY OPERATIONS.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|-------------------------------------|--------------------------|---|
| The facility has a written policy and procedures to prevent the introduction of contraband into the facility or any of its components. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Tools being taken into the secure area of the facility are inventoried before entering and prior to departure. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A tool inventory form is completed before tools are taken into the secure area of the facility. |
| The SMU entrance has a sally port. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | b2High |
| Written procedures govern searches of detainee housing units and personal areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Housing area searches occur at irregular times. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Post orders require staff to perform regular and irregular searches of detainee living areas. |
| Every search of the SMU and other housing units is documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The SMU staff document cell searches in Search Matrix Form, and housing unit staff document searches in the Daily Shakedown Form. |
| Storage and supply rooms, walls, light and plumbing fixtures, accesses, and drains, etc., undergo frequent, irregular searches. These searches are documented. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Walls, fences, and exits, including exterior windows, are inspected for defects once each shift. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of the Daily Shift Activity Report revealed these areas are inspected daily by shift supervisors. |
| Daily procedures include: <ul style="list-style-type: none"> • Perimeter alarm system tests; • Physical checks of the perimeter fence; and • Documenting the results. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | b2High |
| Visitation areas receive frequent, irregular inspections. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Detention standards require

[REDACTED] b2High

[REDACTED] b2High

b6, b7c September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6, b7c

[REDACTED SIGNATURE]

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**SPECIAL MANAGEMENT UNIT (SMU)
ADMINISTRATIVE SEGREGATION**

POLICY: THE SPECIAL MANAGEMENT UNIT REQUIRED IN EVERY FACILITY ISOLATES CERTAIN DETAINEES FROM THE GENERAL POPULATION. THE SPECIAL MANAGEMENT UNIT WILL CONSIST OF TWO SECTIONS. ONE, ADMINISTRATIVE SEGREGATION, HOUSES DETAINEES ISOLATED FOR THEIR OWN PROTECTION; THE OTHER FOR DETAINEES BEING DISCIPLINED FOR WRONGDOING (SEE THE "SPECIAL MANAGEMENT UNIT [DISCIPLINARY SEGREGATION]" STANDARD).

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| The Administrative Segregation unit provides non-punitive protection from the general population and individuals undergoing disciplinary segregation. <ul style="list-style-type: none"> • Detainees are placed in the SMU (administrative) in accordance with written criteria. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A detention order is completed for each detainee confined to the SMU. A review of eight SMU files indicated detainees are placed in SMU consistent with policy. |
| In exigent circumstances, staff may place a detainee in the SMU (administrative) before a written order has been approved. <ul style="list-style-type: none"> • A copy of the order given to the detainee within 24 hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The OIC (or equivalent) regularly reviews the status of detainees in administrative detention. <ul style="list-style-type: none"> • A supervisory officer conducts a review within 72 hours of the detainee's placement in the SMU (administrative). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security conducts regular reviews of detainees in administrative detention. |
| A supervisory officer conducts another review after the detainee has spent seven days in administrative segregation, and: <ul style="list-style-type: none"> • Every week thereafter for the first month; and • Every 30 days after the first month. • Does each review include an interview with the detainee? • Is a written record made of the decision and the justification? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security conducts reviews of detainees who have spent 3, 10, 17, 24, and 30 days in administrative segregation. A written documentation is maintained with the justification. |
| The detainee is given a copy of the decision and justification for each review. <ul style="list-style-type: none"> • The detainee is given an opportunity to appeal the reviewer's decision to someone else in the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The detainee is given a copy of administrative segregation review form. The detainee may appeal to the assistant director of inmate services. |
| The OIC (or equivalent) routinely notifies the Field Office Director (or staff officer in charge of IGSA's) any time a detainee's stay in administrative detention exceeds 30 days. <ul style="list-style-type: none"> • Upon notification that the detainee's administrative segregation has exceeded 60 days, the FD forwards written notice to HQ Field Operations Branch Chief for DRO. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility policy requires staff to notify the CORT any time a detainee's stay in administrative detention exceeds 30 days. |
| The OIC (or equivalent) reviews the case of every detainee who objects to administrative segregation after 30 days in the SMU. <ul style="list-style-type: none"> • A written record is made of the decision and the justification. • The detainee receives a copy of this record. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The detainee is given the right to appeal to the OIC (or equivalent) the conclusions and recommendations of any review conducted after the detainee have remained in administrative segregation for seven consecutive days. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Administratively segregated detainees enjoy the same general privileges as detainees in the general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The SMU is: <ul style="list-style-type: none"> • Well ventilated; • Adequately lighted; • Appropriately heated; and • Maintained in a sanitary condition. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Otero County Processing Center SMU is well ventilated, properly lighted, heated, and in sanitary condition. |

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**SPECIAL MANAGEMENT UNIT (SMU)
ADMINISTRATIVE SEGREGATION**

POLICY: THE SPECIAL MANAGEMENT UNIT REQUIRED IN EVERY FACILITY ISOLATES CERTAIN DETAINEES FROM THE GENERAL POPULATION. THE SPECIAL MANAGEMENT UNIT WILL CONSIST OF TWO SECTIONS. ONE, ADMINISTRATIVE SEGREGATION, HOUSES DETAINEES ISOLATED FOR THEIR OWN PROTECTION; THE OTHER FOR DETAINEES BEING DISCIPLINED FOR WRONGDOING (SEE THE "SPECIAL MANAGEMENT UNIT [DISCIPLINARY SEGREGATION]" STANDARD).

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| All cells are equipped with beds. • Every bed is securely fastened to the floor or wall. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The number of detainees in any cell does not exceed the occupancy limit. • When occupancy exceeds recommended capacity, do basic living standards decline? • Do criteria for objectively assessing living standards exist? • If yes, are the criteria included in the written procedures? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All cells in the SMU are single occupancy. |
| The segregated detainees have the same opportunities to exchange/laundry clothing, bedding, and linen as detainees in the general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees receive three nutritious meals per day, from the general population's menu of the day. • Do detainees eat only with disposable utensils? • Is food ever used as punishment? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Each detainee maintains a normal level of personal hygiene in the SMU. • The detainees have the opportunity to shower and shave at least three times a week. • If not, explain. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The detainees are provided: • Barbering services; • Recreation privileges in accordance with the "Detainee Recreation" standard; • Non-legal reading material; • Religious material; • The same correspondence privileges as detainees in the general population; • Telephone access similar to that of the general population; and • Personal legal material. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A health care professional visits every detainee at least three times a week. • The shift supervisor visits each detainee daily. • Weekends and holidays. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Health Care professionals visit all detainees in SMU three times daily, and supervisory staff visits daily. |
| Procedures comply with the "Visitation" standard. • The detainee retains visiting privileges; and • The visiting room is available during normal visiting hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees may visit once per week for 30 minutes. |
| Visits from clergy are allowed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees have the same law-library access as the general population. • Are they required to use the law library <input type="checkbox"/> Separately, or <input type="checkbox"/> As a group? • Are legal materials brought to them? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees in SMU are provided the same opportunity as detainees in the general population. Upon written request the detainee is escorted to the law library. |

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**SPECIAL MANAGEMENT UNIT (SMU)
ADMINISTRATIVE SEGREGATION**


POLICY: THE SPECIAL MANAGEMENT UNIT REQUIRED IN EVERY FACILITY ISOLATES CERTAIN DETAINEES FROM THE GENERAL POPULATION. THE SPECIAL MANAGEMENT UNIT WILL CONSIST OF TWO SECTIONS. ONE, ADMINISTRATIVE SEGREGATION, HOUSES DETAINEES ISOLATED FOR THEIR OWN PROTECTION; THE OTHER FOR DETAINEES BEING DISCIPLINED FOR WRONGDOING (SEE THE "SPECIAL MANAGEMENT UNIT [DISCIPLINARY SEGREGATION]" STANDARD).

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| The SMU maintains a permanent log of detainee-related activity, e.g., meals served, recreation, visitors etc. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | SMU maintains a Daily Activity Log of detainee-related activity, e.g., meals served, recreation, and visitors are recorded. |
| SPC procedures include completing the SMU Housing Record (I-888) immediately upon a detainee's placement in the SMU. <ul style="list-style-type: none"> Staff completes the form at the end of each shift. CDFs and IGSA facilities use Form I-888 (or local equivalent). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff record whether the detainee ate, showered, exercised, and took any applicable medication during every shift. <ul style="list-style-type: none"> Staff logs record all pertinent information, e.g., a medical condition, suicidal/assaultive behavior, etc; The medical officer/health care professional signs each individual's record during each visit; and The housing officer initials the record when all detainee services are completed or at the end of the shift. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A new record is created for each week the detainee is in Administrative Segregation. <ul style="list-style-type: none"> The weekly records are retained in the SMU until the detainee's return to the general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The facility ensures supervision of the detainees in Special Housing Unit. The operations of the unit is supervised by staff that ensures detainees have all permitted items of personal property and access to medical services. Detainees in administrative segregation, protective custody, and disciplinary detention are housed separately. Logs have daily entries of any unusual detainee behavior. The sign-in log was reviewed and it revealed that supervisory staff makes daily visits of the Special Housing Unit.

b6,b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6,b7c 

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**SPECIAL MANAGEMENT UNIT
DISCIPLINARY SEGREGATION**

POLICY: EACH FACILITY WILL ESTABLISH A SPECIAL MANAGEMENT UNIT IN WHICH TO ISOLATE CERTAIN DETAINEES FROM THE GENERAL POPULATION. THE SPECIAL MANAGEMENT UNIT WILL HAVE TWO SECTIONS, ONE FOR DETAINEES IN ADMINISTRATIVE SEGREGATION; THE OTHER FOR DETAINEES BEING SEGREGATED FOR DISCIPLINARY REASONS.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| Officers placing detainees in disciplinary segregation follow written procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policy and Procedures, No. 2.1.15, Subject-Special Housing Unit, provides written procedures for placing detainees in disciplinary segregation. |
| The sanctions for violations committed during one incident are limited to 60 days. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A completed Disciplinary Segregation Order accompanies the detainee into the SMU. <ul style="list-style-type: none"> The detainee receives a copy of the order within 24 hours of placement in disciplinary segregation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The detainee receives a disciplinary segregation order within 24 hours of placement in disciplinary segregation. |
| Standard procedures include reviewing the cases of individual detainees housed in disciplinary detention at set intervals. <ul style="list-style-type: none"> After each formal review, the detainee receives a written copy of the decision and supporting reasons. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security conducts reviews of each detainee who has spent seven days in disciplinary segregation and every week thereafter for the first two months and every 30 days thereafter. The detainee is provided with a written copy of the decision. |
| The conditions of confinement in the SMU are proportional to the amount of control necessary to protect detainees and staff. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in disciplinary segregation have fewer privileges than those housed in administrative segregation. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Living conditions in disciplinary SMUs remain the same regardless of behavior. <ul style="list-style-type: none"> If no, does staff prepare written documentation for this action? Does the OIC sign to indicate approval. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Every detainee in disciplinary segregation receives the same humane treatment, regardless of offense. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The quarters used for segregation are: <ul style="list-style-type: none"> Well-ventilated. Adequately lighted. Appropriately heated. Maintained in a sanitary condition. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Otero County Processing Center SMU is well ventilated, properly lighted, heated, and in sanitary condition. |
| All cells are equipped with beds that are securely fastened to the floor or wall of the cell. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The number of detainees confined to each cell or room is limited to the number for which the space was designate. <ul style="list-style-type: none"> Does the OIC approve excess occupancy on a temporary basis? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All cells in the SMU are single occupancy. |
| When a detainee is segregated without clothing, mattress, blanket, or pillow (in a dry cell setting), a justification is made and the decision is reviewed each shift. Items are returned as soon as it is safe. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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**SPECIAL MANAGEMENT UNIT
DISCIPLINARY SEGREGATION**

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| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| Detainees in the SMU have the same opportunities to exchange clothing, bedding, etc., as other detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in the SMU receive three nutritious meals per day, selected from the Food Service's menu of the day. <ul style="list-style-type: none"> Food is not used as punishment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees are allowed to maintain a normal level of personal hygiene, including the opportunity to shower and shave at least three times/week. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees receive, unless documented as a threat to security: <ul style="list-style-type: none"> Barbering services; Recreation privileges; Other-than-legal reading material; Religious material; The same correspondence privileges as other detainees; and Personal legal material. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| When phone access is limited by number or type of calls, the following areas are exempt: <ul style="list-style-type: none"> Calls about the detainee's immigration case or other legal matters; Calls to consular/embassy officials; and Calls during family emergencies (as determined by the OIC/Warden). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| A health care professional visits every detainee in disciplinary segregation every week day. <ul style="list-style-type: none"> The shift supervisor visits each segregated detainee daily Weekends and holidays. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Health care professionals visit all detainees in SMU three times daily, and supervisory staff visits daily. |
| SMU detainees are allowed visitors, in accordance with the "Visitation" standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees may visit once per week for 30 minutes. |
| SMU detainees receive legal visits, as provided in the "Visitation" standard. <ul style="list-style-type: none"> Legal service providers are notified of security concerns arising before a visit. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Visits from clergy are allowed. <ul style="list-style-type: none"> The clergy member is given the option of visiting/not visiting the segregated detainee. Violent/uncooperative detainees are denied access to religious services when safety and security would otherwise be affected. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| SMU detainees have law library access. <ul style="list-style-type: none"> Violent/uncooperative detainees retain access to the law library unless adjudicated a security threat in writing. Legal material brought to individuals in the SMU on a case-by-case basis. Staff documents every incident of denied access to the law library. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Upon written request to staff, the detainee is escorted to the law library. |
| All detainee-related activities are documented, e.g. meals served, recreation activities, visitors, etc. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | SMU maintains a Daily Activity Log of detainee-related activity, e.g., meals served, recreation, and visitors are recorded. |

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**SPECIAL MANAGEMENT UNIT
DISCIPLINARY SEGREGATION**

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| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| The SPC's, the Special Management Housing Unit Record (I-888 or equivalent), is prepared as soon as the detainee is placed in the SMU. <ul style="list-style-type: none"> • All I-888s are filled out by the end of each shift. • The CDF/IGSA facility use Form. • I-888 (or equivalent local form). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A Daily Activity Log is prepared when a detainee is placed in SMU. |
| SMU staff record whether the detainee ate, showered, exercised, took medication, etc. <ul style="list-style-type: none"> • Details about the detainee logged, e.g., a medical condition, suicidal/violent behavior, etc. • The health care official sign individual records after each visit. • The housing officer initials the record when all detainee services are completed or at the end of the shift. • A new record is created weekly for each detainee in the SMU. • The SMU retains these records until the detainee leaves the SMU. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

ACCEPTABLE
 DEFICIENT
 AT-RISK
 REPEAT FINDING

REMARKS:

Otero County Processing Center has a required Special Management Unit that isolates certain detainees from the general population. One unit, Administrative Segregation, houses detainees isolated for their own protection, while the other unit is for detainees being disciplined for an institution violation.

b6, b7c / September 18, 2008
 b6, b7c

AUDITOR'S SIGNATURE / DATE

TOOL CONTROL

POLICY: IT IS THE POLICY OF ALL FACILITIES THAT ALL EMPLOYEES SHALL BE RESPONSIBLE FOR COMPLYING WITH THE TOOL CONTROL POLICY. THE MAINTENANCE SUPERVISOR SHALL MAINTAIN A COMPUTER GENERATED OR TYPEWRITTEN MASTER INVENTORY LIST OF TOOLS AND EQUIPMENT AND THE LOCATION IN WHICH TOOLS ARE STORED. THESE INVENTORIES SHALL BE CURRENT, FILED AND READILY AVAILABLE FOR TOOL INVENTORY AND ACCOUNTABILITY DURING AN AUDIT.

| COMPONENTS | Y | N | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|---|
| There is an individual who is responsible for developing a tool control procedure and an inspection system to insure accountability. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The chief of security is responsible for developing tool control procedures and an inspection system. |
| Department heads are responsible for implementing this standard in their departments. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Tool inventories are required for the: <ul style="list-style-type: none"> • Maintenance Department; • Medial Department; • Food Service Department; • Electronics Shop; • Recreation Department; and • Armory. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The maintenance shop, medical, food service, and the armory have the required tool inventory. |
| The facility has a policy for the regular inventory of all tools. <ul style="list-style-type: none"> • The policy sets minimum time lines for physical inventory and all necessary documentation. • ICE facilities use AMIS bar code labels when required. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has a tool classification system. Tools are classified according to: <ul style="list-style-type: none"> • Restricted (dangerous/hazardous); and • Non-Restricted (non-hazardous). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The facility has two different tool classification systems: sensitive tools/class A, and non-sensitive (less dangerous) tools. |
| Department heads are responsible for implementing tool-control procedures. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has policies and procedures in place to ensure that all tools are marked and readily identifiable. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures, No. 2.4.2, Subject-Tool Control, references procedures for the marking of tools with a departmental number. |
| The facility has an approved tool storage system. <ul style="list-style-type: none"> • The system ensures that all stored tools are accountable. • Commonly used tools (tools that can be mounted) are stored in such a way that missing tool is readily notice. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Each facility has procedures for the issuance of tools to staff and detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The facility has policies and procedures to address the issue of lost tools. The policy and procedures include: <ul style="list-style-type: none"> • Verbal and written notification; • Procedures for detainee access; and • Necessary documentation/review for all incidents of lost tools. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Broken or worn out tools are surveyed and disposed of in an appropriate and secure manner. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All private or contract repairs and maintenance workers under contract to ICE, or other visitors, submit an inventory of all tools prior to admittance into or departure from the facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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TOOL CONTROL

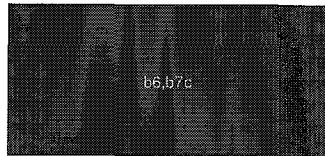
POLICY: IT IS THE POLICY OF ALL FACILITIES THAT ALL EMPLOYEES SHALL BE RESPONSIBLE FOR COMPLYING WITH THE TOOL CONTROL POLICY. THE MAINTENANCE SUPERVISOR SHALL MAINTAIN A COMPUTER GENERATED OR TYPEWRITTEN MASTER INVENTORY LIST OF TOOLS AND EQUIPMENT AND THE LOCATION IN WHICH TOOLS ARE STORED. THESE INVENTORIES SHALL BE CURRENT, FILED AND READILY AVAILABLE FOR TOOL INVENTORY AND ACCOUNTABILITY DURING AN AUDIT.

| COMPONENTS | Y | N | NA | REMARKS |
|--|---|---|----|---------|
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

The tool control program at the Otero Processing Center functions at a high level of proficiency. Staff is aware of procedures for reporting lost or missing tools, inventory verification, and daily tool accountability. Inventory and tool files are accurate and current. Staff members in all areas of the institution are familiar with tool control requirements.

b6, b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE



for

**TRANSPORTATION
LAND TRANSPORTATION**

POLICY: THE IMMIGRATION AND NATURALIZATION SERVICE WILL TAKE ALL NECESSARY PRECAUTIONS TO PROTECT THE LIVES, SAFETY, AND WELFARE OF OUR OFFICERS, THE GENERAL PUBLIC, AND THOSE IN ICE CUSTODY DURING THE TRANSPORTATION OF DETAINEES. STANDARDS HAVE BEEN ESTABLISHED FOR PROFESSIONAL TRANSPORTATION UNDER THE SUPERVISION OF EXPERIENCED AND TRAINED DETENTION ENFORCEMENT OFFICERS OR AUTHORIZED CONTRACT PERSONNEL.

STANDARD NA: CHECK THIS BOX IF ALL ICE TRANSPORTATION IS HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| COMPONENTS | YES | NO | NA | REMARKS |
|--|-------------------------------------|--------------------------|--------------------------|--|
| Transporting officers comply with applicable local, state, and federal motor vehicle laws and regulations. Records support this finding of compliance. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Every transporting officer required to drive a commercial size bus has a valid Commercial Driver's License (CDL) issued by the state of employment. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of training records revealed transportation staff is properly licensed. |
| Supervisors maintain records for each vehicle operator. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | The transportation lieutenant maintains the records of each vehicle operator. |
| Officers use a checklist during every vehicle inspection. <ul style="list-style-type: none"> Officers report deficiencies affecting operability; and Deficiencies are corrected before the vehicle goes back into service. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Transporting officers: <ul style="list-style-type: none"> Limit driving time to 10 hours in any 15 hour period; Drive only after eight consecutive off-duty hours; Do not receive transportation assignments after having been on duty, in any capacity, for 15 hours; Drive a 50-hour maximum in a given work week; a 70-hour maximum during eight consecutive days; During emergency conditions (including bad weather), officers may drive as long as necessary and safe to reach a safe area—exceeding the 10-hour limit. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Two officers with valid CDLs required in any bus transporting detainees. <ul style="list-style-type: none"> When buses travel in tandem with detainees, there are two qualified officers per vehicle. An unaccompanied driver may transport an empty vehicle. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Before the start of each detail, the vehicle is thoroughly searched. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Observation of trip preparation revealed transport staff performs vehicle searches and inspections prior to departure. |
| Positive identification of all detainees being transported is confirmed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All detainees are searched immediately prior to boarding the vehicle by staff controlling the bus or vehicle. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Transporting staff conduct pat searches of detainees as they enter the vehicle. |
| The facility ensures that the number of detainees transported does not exceed the vehicles manufacturer's occupancy level. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Protective vests are provided to all transporting officers. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Observation: transportation staff wore protective vests when transporting detainees. |

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**TRANSPORTATION
LAND TRANSPORTATION**

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STANDARD NA: CHECK THIS BOX IF ALL ICE TRANSPORTATION IS HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| COMPONENTS | YES | NO | NA | REMARKS |
|---|-------------------------------------|-------------------------------------|--------------------------|--|
| The vehicle crew conducts a visual count once all passengers are on board and seated. <ul style="list-style-type: none"> Additional visual counts are made whenever the vehicle makes a scheduled or unscheduled stop. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Policies and procedures are in place addressing the use of restraining equipment on transportation vehicles. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Transportation Post Orders address the use of restraint equipment on transportation vehicles. |
| Officers ensure that no one contacts the detainees. <ul style="list-style-type: none"> One officer remains in the vehicle at all times when detainees are present. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Meals are provided during long distance transfers. <ul style="list-style-type: none"> The meals meet the minimum dietary standards, as identified by dieticians utilized by ICE. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The vehicle crew inspects all Food Service pickups before accepting delivery (food wrapping, portions, quality, quantity, thermos-transport containers, etc.). <ul style="list-style-type: none"> Before accepting the meals, the vehicle crew raises and resolves questions, concerns, or discrepancies with the Food Service representative; Basins, latrines, and drinking-water containers/dispensers are cleaned and sanitized on a fixed schedule. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | The latrines on the buses were not clean and operational. There were no drinking-water containers on the buses. |
| Vehicles have: <ul style="list-style-type: none"> Two-way radios; Cellular telephones; and Equipment boxes stocked in accordance with the Use of Force Standard. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The vehicles are clean and sanitary at all times. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Inspection of Otero County Processing Center, transportation buses B-3, 4,5,7,13,17, and Van numbers V-9, and V-12, revealed these vehicles were not clean and sanitary. |
| Personal property of a detainee transferring to another facility is: <ul style="list-style-type: none"> Inventoried; Inspected; and Accompanies the detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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**TRANSPORTATION
LAND TRANSPORTATION**

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STANDARD NA: CHECK THIS BOX IF ALL ICE TRANSPORTATION IS HANDLED ONLY BY THE ICE FIELD OFFICE OR SUB-OFFICE IN CONTROL OF THE DETAINEE CASE.

| COMPONENTS | YES | NO | NA | REMARKS |
|---|--------------------------|-------------------------------------|--------------------------|--|
| <p>The following contingencies are included in the written procedures for vehicle crews:</p> <ul style="list-style-type: none"> • Attack • Escape • Hostage-taking • Detainee sickness • Detainee death • Vehicle fire • Riot • Traffic accident • Mechanical problems • Natural disasters • Severe weather • Passenger list includes women or minors | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <p>Interview with transportation staff and inspection of the buses, revealed there are no written contingencies maintained on the bus.</p> |
| <p align="center"> <input type="checkbox"/> ACCEPTABLE <input checked="" type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING </p> | | | | |

REMARKS:

The latrines on the buses were not clean and operational. There were no drinking-water containers on the buses.

Inspection of MTC transportation buses B-3, 4,5,7,13,17, and Van numbers V-9, and V-12, showed these vehicles were not clean and sanitary.

Interview with transportation staff and inspection of the buses revealed there are no written contingencies maintained on the buses or vans.

b6,b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6,b7c

Jan

USE OF FORCE

POLICY: THE U.S. DEPARTMENT OF HOMELAND SECURITY AUTHORIZES THE USE OF FORCE ONLY AS A LAST ALTERNATIVE AFTER ALL OTHER REASONABLE EFFORTS TO RESOLVE A SITUATION HAVE FAILED. ONLY THAT AMOUNT OF FORCE NECESSARY TO GAIN CONTROL OF THE DETAINEE, TO PROTECT AND ENSURE THE SAFETY OF DETAINEES, STAFF AND OTHERS, TO PREVENT SERIOUS PROPERTY DAMAGE AND TO ENSURE INSTITUTION SECURITY AND GOOD ORDER MAY BE USED. PHYSICAL RESTRAINTS NECESSARY TO GAIN CONTROL OF A DETAINEE WHO APPEARS TO BE DANGEROUS MAY BE EMPLOYED WHEN THE DETAINEE:

| COMPONENTS | YES | NO | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---|
| Written policy authorizes staff to respond in an immediate-use-of-force situation without a supervisor's presence or direction. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Management & Training Corporation, Operational Policies and Procedures, No. 2.2.1, Subject-Use of Force, authorizes staff to use force when there is a threat to the safety of staff or detainees without the approval of a supervisor. |
| When the detainee is in an area that is or can be isolated (e.g., a locked cell, a range), posing no direct threat to the detainee or others, officers must try to resolve the situation without resorting to force. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Written policy asserts that calculated rather than immediate use of force is feasible in most cases. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC Operational Policies and Procedures, No. 2.2.1, Subject-Use of Force, addresses calculated rather than immediate use of force is feasible in most cases. |
| The facility subscribes to the prescribed Confrontation Avoidance Procedures. <ul style="list-style-type: none"> • Ranking detention official, health professional, and others confer before every calculated use of force. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| When a detainee must be forcibly moved and/or restrained, and there is time for a calculated use of force, staff uses the Use-of-Force Team Technique. <ul style="list-style-type: none"> • Under staff supervision. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff members are trained in the performance of the Use-of-Force Team Technique. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Initial and annual training agendas revealed staff receive training in the Use of Force Team Technique. |
| All use-of-force incidents are documented and reviewed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff: <ul style="list-style-type: none"> • Do not use force as punishment; • Attempt to gain the detainee's voluntary cooperation before resorting to force; • Use only as much force as necessary to control the detainee; and • Use restraints only when other non-confrontational means, including verbal persuasion, have failed or are impractical. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Medication may only be used for restraint purposes when authorized by the Medical Authority as medically necessary. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Interview with the chief of security revealed only medical staff authorizes the use of medication when it is necessary. |
| Use-of-Force Team follows written procedures that attempt to prevent injury and exposure to communicable disease(s). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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USE OF FORCE

POLICY: THE U.S. DEPARTMENT OF HOMELAND SECURITY AUTHORIZES THE USE OF FORCE ONLY AS A LAST ALTERNATIVE AFTER ALL OTHER REASONABLE EFFORTS TO RESOLVE A SITUATION HAVE FAILED. ONLY THAT AMOUNT OF FORCE NECESSARY TO GAIN CONTROL OF THE DETAINEE, TO PROTECT AND ENSURE THE SAFETY OF DETAINEES, STAFF AND OTHERS, TO PREVENT SERIOUS PROPERTY DAMAGE AND TO ENSURE INSTITUTION SECURITY AND GOOD ORDER MAY BE USED. PHYSICAL RESTRAINTS NECESSARY TO GAIN CONTROL OF A DETAINEE WHO APPEARS TO BE DANGEROUS MAY BE EMPLOYED WHEN THE DETAINEE:

| COMPONENTS | YES | NO | NA | REMARKS |
|---|-------------------------------------|--------------------------|-------------------------------------|---|
| Standard procedures associated with using four-point restraints include: <ul style="list-style-type: none"> • Soft restraints (e.g., vinyl); • Dressing the detainee appropriately for the temperature; • A bed, mattress, and blanket/sheet; • Checking the detainee at least every 15 minutes; • Logging each check; • Turning the bed-restrained detainee often enough to prevent soreness or stiffness; • Medical evaluation of the restrained detainee twice per eight-hour shift; and • When qualified medical staff is not immediately available, staff position the detainee "face-up". | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The shift supervisor monitors the detainee's position/condition every two hours. <ul style="list-style-type: none"> • He/she allows the detainee to use the rest room at these times under safeguards. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| All detainee checks are logged. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| In immediate-use-of-force situations, staff contacts medical staff once the detainee is under control. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | A review of use-of-force files revealed staff and detainee(s) involved in a use-of-force incident are examined by medical staff at the conclusion of an incident. |
| When the OIC authorizes use of non-lethal weapons: <ul style="list-style-type: none"> • Medical staff is consulted before staff use pepper spray/non-lethal weapons. • Medical staff reviews the detainee's medical file before use of a non-lethal weapon is authorized. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | MTC, Operational Policies and Procedures, No.2.2.1, Subject-Use of Force. |
| Special precautions are taken when restraining pregnant detainees. <ul style="list-style-type: none"> • Medical personnel are consulted | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | The facility does not house female detainees. |
| Protective gear is worn when restraining detainees with open cuts or wounds. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Staff documents every use of force and/or non-routine application of restraints. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| It is standard practice to review any use of force and the non-routine application of restraints. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | All use of force incidents are reviewed by the chief of security, assistant warden, and warden. |
| All officers receive training in self-defense, confrontation-avoidance techniques and the use of force to control detainees. <ul style="list-style-type: none"> • Specialized training is given and Officers are certified in all devices they use. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| In SPCs, is the Use of Force form is used? In other facilities (IGSAs / CDFs) is this form or its equivalent used? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

ACCEPTABLE

DEFICIENT

AT-RISK

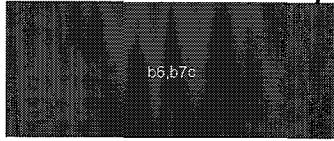
REPEAT FINDING

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REMARKS:

Staff appears to have a sound understanding in the use-of-force procedures and the necessity to utilize confrontation avoidance procedures. Documentation suggests great concern for the safety of staff and detainees. Use-of-force files included required documentation and there is an appropriate level of review to ensure the effectiveness of the program.

b6, b7c / September 18, 2008
AUDITOR'S SIGNATURE / DATE



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STAFF DETAINEE COMMUNICATIONS

POLICY: PROCEDURES MUST BE IN PLACE TO ALLOW FOR FORMAL AND INFORMAL CONTACT BETWEEN KEY FACILITY STAFF AND ICE STAFF AND ICE DETAINEE AND TO PERMIT DETAINEES TO MAKE WRITTEN REQUESTS TO ICE STAFF AND RECEIVE AN ANSWER IN AN ACCEPTABLE TIME FRAME.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|--|
| The ICE Field Office Director ensures that weekly announced and unannounced visits occur at the IGSA. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | ICE staff ensures weekly visits occur. ICE officials usually visit daily. |
| Detention and Deportation Staff conduct scheduled weekly visits with detainees held in the IGSA. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Scheduled visits are posted in ICE detainee areas. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Schedules are posted in the housing units. |
| Visiting staff observe and note current climate and conditions of confinement at each IGSA. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | ICE officials observe the current climate and conditions of confinement and use checklists to document their findings. |
| ICE information request Forms are available at the IGSA for use by ICE detainees. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The IGSA treats detainee correspondence to ICE staff as Special Correspondence. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| ICE staff responds to a detainee request from an IGSA within 72 hours. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | ICE officials provided ICE information request forms weekly. |
| ICE detainees are notified in writing upon admission to the facility of their right to correspond with ICE staff regarding their case or conditions of confinement. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Detainees are being notified of their right to correspond with ICE official at the initial orientation. |
| <input checked="" type="checkbox"/> ACCEPTABLE <input type="checkbox"/> DEFICIENT <input type="checkbox"/> AT-RISK <input type="checkbox"/> REPEAT FINDING | | | | |

REMARKS:

Staff detainee communications are excellent at the facility. ICE staff ensures weekly visits occur and ICE officials usually visit daily. ICE officials observe the current climate and conditions of confinement and use checklists to document their findings. Housing Units include the postings of the OIG hotline information, sexual harassment/assault prevention and reporting information, as well as pro-bono legal telephone numbers and consulate office telephone numbers.

b6, b7c / September 18, 2008
 AUDITOR'S SIGNATURE / DATE



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DETAINEE TRANSFER STANDARD

POLICY: ICE WILL MAKE ALL NECESSARY NOTIFICATIONS WHEN A DETAINEE IS TRANSFERRED. IF A DETAINEE IS BEING TRANSFERRED VIA THE JUSTICE PRISONER ALIEN TRANSPORTATION SYSTEM (JPATS), ICE WILL ADHERE TO JPATS PROTOCOLS. IN DECIDING WHETHER TO TRANSFER A DETAINEE, ICE WILL TAKE INTO CONSIDERATION WHETHER THE DETAINEE IS REPRESENTED BEFORE THE IMMIGRATION COURT. IN SUCH CASES, THE FIELD OFFICE DIRECTOR WILL CONSIDER THE DETAINEE'S STAGE WITHIN THE REMOVAL PROCESS, WHETHER THE DETAINEE'S ATTORNEY IS LOCATED WITHIN REASONABLE DRIVING DISTANCE OF THE FACILITY, AND WHERE THE IMMIGRATION COURT PROCEEDINGS ARE TAKING PLACE.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---------|
| When a detainee is represented by legal counsel or a legal representative, and a G-28 has been filed, the representative of record is notified by the detainee's Deportation Officer. <ul style="list-style-type: none"> • The notification is recorded in the detainee's file; and • When the A File is not available, notification is noted within DACS | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Notification includes the reason for the transfer and the location of the new facility. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The deportation officer is allowed discretion regarding the timing of the notification when extenuating circumstances are involved. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The attorney and detainee are notified that it is their responsibility to notify family members regarding a transfer. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Facility policy mandates that: <ul style="list-style-type: none"> • Times and transfer plans are never discussed with the detainee prior to transfer; • The detainee is not notified of the transfer until immediately prior to departing the facility; and • The detainee is not permitted to make any phone calls or have contact with any detainee in the general population. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| The detainee is provided with a completed Detainee Transfer Notification Form. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Form G-391 or equivalent authorizing the removal of a detainee from a facility is used. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| For medical transfers: <ul style="list-style-type: none"> • The Detainee Immigration Health Service (or IGSA) (DIHS) Medical Director or designee approves the transfer; • Medical transfers are coordinated through the local ICE office; and • A medical transfer summary is completed and accompanies the detainee. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainees in ICE facilities having DIHS staff and medical care are transferred with a completed transfer summary sheet in a sealed envelope with the detainee's name and A-number, and the envelope is marked Medical Confidential. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| For medical transfers, transporting officers receive instructions regarding medical issues. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Detainee's funds, valuables, and property are returned and transferred with the detainee to his/her new location. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Transfer and documentary procedures outlined in Section C and D are followed. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| Meals are provided when transfers occur during normally schedule meal times. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |
| An A File or work folder accompanies the detainee when transferred to a different field office or sub-office. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

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DETAINEE TRANSFER STANDARD

POLICY: ICE WILL MAKE ALL NECESSARY NOTIFICATIONS WHEN A DETAINEE IS TRANSFERRED. IF A DETAINEE IS BEING TRANSFERRED VIA THE JUSTICE PRISONER ALIEN TRANSPORTATION SYSTEM (JPATS), ICE WILL ADHERE TO JPATS PROTOCOLS. IN DECIDING WHETHER TO TRANSFER A DETAINEE, ICE WILL TAKE INTO CONSIDERATION WHETHER THE DETAINEE IS REPRESENTED BEFORE THE IMMIGRATION COURT. IN SUCH CASES, THE FIELD OFFICE DIRECTOR WILL CONSIDER THE DETAINEE'S STAGE WITHIN THE REMOVAL PROCESS, WHETHER THE DETAINEE'S ATTORNEY IS LOCATED WITHIN REASONABLE DRIVING DISTANCE OF THE FACILITY, AND WHERE THE IMMIGRATION COURT PROCEEDINGS ARE TAKING PLACE.

| COMPONENTS | Y | N | NA | REMARKS |
|---|-------------------------------------|--------------------------|--------------------------|---------|
| Files are forwarded to the receiving office via overnight mail no later than one business day following the transfer. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | |

ACCEPTABLE DEFICIENT AT-RISK REPEAT FINDING

REMARKS:

All ICE detainees are evaluated and approved by ICE prior to transportation by the facility staff. ICE detainees are released only to the custody of ICE officials.

b6, b7c September 18, 2008
AUDITOR'S SIGNATURE / DATE

b6, b7c 