
ICE Detention Standards Compliance Review

Culberson County Jail

August 7-8, 2008

REPORT DATE – August 13, 2008



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

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U.S. Immigration and Customs Enforcement
Detention Standards Compliance Unit
801 I Street NW
Washington, DC 20536



August 13, 2008

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

FROM:

[Redacted] *JH* [Redacted]
Reviewer-In-Charge

SUBJECT: Culberson County Jail Annual Detention Review

Creative Corrections conducted an Annual Detention Review (ADR) of the Culberson County Jail, located in Van Horn, Texas, on August 7-8, 2008. The facility is operated by the County of Culberson, Texas. As noted on the attached documents, my team of Subject Matter Experts (SME) included [Redacted] SME for Security [Redacted] SME for Health Services; [Redacted] SME for Safety; and [Redacted] SME for Food Services.

A closeout meeting was conducted on August 8, 2008, with Sheriff Oscar Carrillo. The closeout included a discussion of all concerns and recommendations noted during this review.

Type of Review:

This review is a scheduled Detention Standard Review to determine general compliance with established ICE National Detention Standards for facilities used for under 72 hours.

Review Summary:

The Culberson County Jail is not accredited by the National Commission on Correctional Health Care (NCCHC), the American Correctional Association (ACA), or the Joint Commission on Accreditation of Healthcare Organizations (JCAHO).

Standards Compliance:

The following statistical information provides a direct comparison of the 2007 ADR and this ADR conducted for 2008.

August 13, 2007, Review

Compliant	24
Deficient	3
At-Risk	0
Not-Applicable	1

August 7-8, 2008, Review

Compliant	27
Deficient	0
At-Risk	0
Not-Applicable	1

RIC Observations

The 2007 review found this facility Deficient. The following deficiencies were cited in that report: Detainees have access to knife cabinet; a detainee was observed securing the cabinet. No Material Safety Data Sheets were available. Not all smoke detectors were operating properly and fire extinguishers were not checked monthly. A detainee was observed in the control center and dispatcher area. The facility does not maintain a log for incoming or departing vehicles and such vehicles were not searched upon entry/exit.

During the 2008 review, we closely examined the above issues, to find: Knives shadowed in a locked cabinet with only staff access; knives in use were cabled to the workstation. There were Material Safety Data sheets for every product, neatly filed and readily accessible. Smoke detectors were found operational and monthly fire safety inspections were conducted (including fire extinguishers). Detainees are prohibited from the control/dispatch area.

The 2007 Reviewers concern regarding vehicle in/out searches and logging is unclear. There is no vehicle entrance into the secure perimeter. The only vehicle area we noted was a public parking area that not only served the jail but also the court and tax office.

It is evident that significant effort was put forth to correct previous deficiencies. The Sheriff was very receptive to our recommendations and it is anticipated that he will implement those changes.

Recommended Rating and Justification

It is the Reviewer-in-Charge (RIC) recommendation that the facility receive a rating of "Acceptable." As no deficiencies were identified, a Plan of Action is not 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.



DETENTION FACILITY INSPECTION FORM

FACILITIES USED LESS THAN 72 HOURS

A. TYPE OF FACILITY REVIEWED

<input type="checkbox"/>	ICE Service Processing Center
<input type="checkbox"/>	ICE Contract Detention Facility
<input checked="" type="checkbox"/>	ICE Intergovernmental Service Agreement

B. CURRENT INSPECTION

Type of Inspection	
<input type="checkbox"/>	Field Office
<input checked="" type="checkbox"/>	HQ Inspection
Date[s] of Facility Review	
August 7-8, 2008	

C. PREVIOUS/MOST RECENT FACILITY REVIEW

Date[s] of Last Facility Review	
August 13, 2007	
Previous Rating	
<input type="checkbox"/>	Superior
<input type="checkbox"/>	Good
<input type="checkbox"/>	Acceptable
<input checked="" type="checkbox"/>	Deficient
<input type="checkbox"/>	At-Risk

D. NAME AND LOCATION OF FACILITY

Name	
Culberson County Jail	
Address	
301 La Caverna	
City, State and Zip Code	
Van Horn, Texas 79855	
County	
Culberson	
Name and Title of Chief Executive Officer (Warden/OIC/Superintendent)	
Sheriff Oscar Carrillo	
Telephone Number (Include Area Code)	
432 b6,b7c	
Field Office / Sub-Office (List Office with Oversight)	
El Paso	
Distance from Field Office	
120 Miles	

E. CREATIVE CORRECTIONS INFORMATION

Name of Inspector (Last Name, Title and Duty Station)	
b6,b7c / RIC / Creative Corrections	
Name of Team Member / Title / Duty Location	
b6,b7c / SME / Security	
Name of Team Member / Title / Duty Location	
b6 / SME / Medical	
Name of Team Member / Title / Duty Location	
b6 / SME / Food	
Name of Team Member / Title / Duty Location	
b6,b7c / SME / Environmental Health and Safety	
Name of Team Member / Title / Duty Location	
/ /	

F. CDF/IGSA INFORMATION ONLY

Contract Number	Date of Contract or IGSA
809342	Unknown

Basic Rates per Man-Day
\$37.19
Other Charges: (If None, Indicate N/A)
<input checked="" type="checkbox"/> N/A
Estimated Man-days Per Year
40

G. ACCREDITATION CERTIFICATES N/A

List all State or National Accreditation[s] received:
Texas Jail Commission

H. PROBLEMS / COMPLAINTS (COPIES MUST BE ATTACHED)

The Facility is under Court Order or Class Action Finding	
<input type="checkbox"/>	Court Order
<input type="checkbox"/>	Class Action Finding
The Facility has Significant Litigation Pending	
<input type="checkbox"/>	Major Litigation
<input type="checkbox"/>	Life/Safety Issues
<input checked="" type="checkbox"/>	None

I. FACILITY HISTORY

Date Built	
1964	
Date Last Remodeled or Upgraded	
2008 Security Fence	
Date New Construction / Bed Space Added	
Future Construction Planned	
<input type="checkbox"/>	Yes
<input checked="" type="checkbox"/>	No
Date:	
Current Bed space	Future Bed Space (# New Beds only)
17	Number: Date:

J. TOTAL FACILITY POPULATION

Total Facility Intake for Previous 12 months
451
Total ICE Man Days for Previous 12 months
41

K. CLASSIFICATION LEVEL (ICE SPCs AND CDFs ONLY)

	L-1	L-2	L-3
Adult Male			
Adult Female			

L. FACILITY CAPACITY

	Rated	Operational	Emergency
Adult Male	15	15	15
Adult Female	2	2	2

Facility Holds Juveniles Offenders 16 and Older as Adults

M. AVERAGE DAILY POPULATION

	ICE	USMS	Other
Adult Male	.11	0	15
Adult Female	0	0	.5

N. FACILITY STAFFING LEVEL

Security:	Support:
b2High	

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

SIGNIFICANT INCIDENT SUMMARY WORKSHEET

In order for Creative Corrections to complete its review of your facility, you must complete the following worksheet prior to your scheduled review dates. This worksheet must contain data for the past twelve months. We will use this worksheet in conjunction with the ICE Detention Standards to assess your detention operations with regard to the needs of ICE and its detainee population. Failure to complete this worksheet will result in a delay in processing this report, and may result in a reduction or removal of ICE detainees from your facility.

INCIDENTS	DESCRIPTION	Jan – Mar	Apr – Jun	Jul – Sep	Oct – Dec
Assault: Offenders on Offenders ¹	Types (Sexual ² , Physical, etc.)	-	-	-	-
	With Weapon	0	0	0	0
	Without Weapon	0	0	0	0
Assault: Detainee on Staff	Types (Sexual Physical, etc.)	-	-	-	-
	With Weapon	0	0	0	0
	Without Weapon	0	0	0	0
Number of Forced Moves, incl. Forced Cell Moves ³		0	0	0	0
Disturbances ⁴		0	0	0	0
Number of Times Chemical Agents Used		0	0	0	0
Number of Times Special Reaction Team Deployed/Used		0	0	0	0
# Times Four/Five Point Restraints Applied/Used	Number/Reason (M=Medical, V=Violent Behavior, O=Other)	-	-	-	-
	Type (C=Chair, B=Bed, BB=Board, O=Other)	-	-	-	-
Offender / Detainee Medical Referrals as a Result of Injuries Sustained.		0	0	0	0
Escapes	Attempted	0	0	0	0
	Actual	1	0	0	0
Grievances:	# Received	0	0	0	0
	# Resolved in Favor of Offender/Detainee	0	0	0	0
Deaths	Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other)	-	-	-	-
	Number	0	0	0	0
Psychiatric / Medical Referrals	# Medical Cases Referred for Outside Care	*	*	*	*
	# 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.

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.	Visitation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
2.	Telephone Access	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
DETAINEE SERVICES										
3.	Admission and Release	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
4.	Classification System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
5.	Detainee Handbook	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
6.	Food Service	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
7.	Funds and Personal Property	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8.	Detainee Grievance Procedures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
9.	Issuance and Exchange of Clothing, Bedding, and Towels	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
10.	Religious Practices	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
HEALTH SERVICES										
11.	Medical Care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
12.	Suicide Prevention and Intervention	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
SECURITY AND CONTROL										
13.	Contraband	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
14.	Detention Files	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15.	Disciplinary Policy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
16.	Emergency Plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
17.	Environmental Health and Safety	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
18.	Hold Rooms in Detention Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
19.	Key and Lock Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
20.	Population Counts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
21.	Security Inspections	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
22.	Special Management Units (Administrative Detention)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
23.	Special Management Units (Disciplinary Segregation)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
24.	Tool Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
25.	Transportation (Land management)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
26.	Use of Force	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
27.	Staff / Detainee Communication (Added August 2003)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
28.	Detainee Transfer (Added September 2004)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

ALL FINDINGS OF DEFICIENT AND AT-RISK REQUIRE WRITTEN COMMENT DESCRIBING THE FINDING AND WHAT IS NECESSARY TO REACH COMPLIANCE.

RIC REVIEW ASSURANCE STATEMENT

By signing below, the Reviewer-In-Charge (RIC) certifies that:

1. All findings of non-compliance with policy or inadequate controls, and findings of noteworthy accomplishments, contained in this Inspection Report, are supported by evidence that is sufficient and reliable; and
2. Within the scope of this review, the facility is operating in accordance with applicable law and policy, and property and resources are being efficiently utilized and adequately safeguarded, except for any deficiencies noted in the report.

REVIEWER-IN-CHARGE

Reviewer-In-Charge: (Print Name) b6,b7c	Signature <i>[Signature]</i>
Title & Duty Location RIC, Creative Corrections	Date August 8, 2008

TEAM MEMBERS

Print Name, Title, & Duty Location b6,b7c SME, Security	Print Name, Title, & Duty Location b6 SME, Medical
Print Name, Title, & Duty Location b6 SME, Food	Print Name, Title, & Duty Location b6,b7c SME, Environmental Health and Safety

RECOMMENDED RATING:

- SUPERIOR
 GOOD
 ACCEPTABLE
 DEFICIENT
 AT-RISK

COMMENTS: In January 2008, a 31-year-old hispanic male (non ICE) escaped from the booking area. He had been arrested for DUI and had spent several hours at the hospital and in isolation until he was sober enough to be booked. He was well known at the facility as he had been arrested on several previous occasions and had never been a problem.

When the lone female Jailer removed him from a secure cell and brought him into the booking area, he bolted free from her [redacted] b2High

As a result of this incident two changes were made;

- [redacted] b2High
- [redacted]

Given the age and size of this facility, it appeared well maintained. Sanitation was good and detainee living areas were uncluttered.

All of the staff we dealt with were very cooperative and knowledgeable.

* The facility states they have no way to reconstruct how many detainees were referred to the clinic over the last 12 months. They agreed to start a log book to track this information.