

ABA Commission on Immigration
Meeting with Detention Standards Compliance Unit
ICE Office of Detention and Removal

February 3, 2006
9:00 a.m.

Agenda

1. ABA requests updated lists of Field Office Directors and Officers In Charge, including phone number, fax number, and mailing address, if the lists have been updated since June 2005. We note that the previous FOD Phone List lists the Newark Field Office's Area of Responsibility as New Jersey, though we understand that the New York Field Office is responsible for Passaic, Bergen, and Monmouth County Jails. Are there other New Jersey jails within New York's AOR?
2. ABA telephone request: The ABA receives inquiries from detainees and legal services providers regarding telephone access, including whether detainees are able to make free calls to consulates and legal service providers, and whether contact information for the legal service providers is correct. It would be very helpful if the ABA could access the PCS website for information about t individual facilities, in order to work with ICE and PCS to resolve issues. (b)(6) at PCS is amenable to having ABA access the PCS website, provided ICE agrees.
3. Delegation reports: please address issues identified in the charts we submitted for:
 - Santa Ana Detention Facility, Santa Ana, CA (visited 6/30/2005);
 - El Centro SPC, El Centro, CA (visited 7/1/2005)
 - Ozaukee County Jail, Port Washington, WI (visited 8/5/2005)
 - Dodge County Detention Facility, Juneau, WI (visited 8/20/2005)
 - Passaic County Jail, Passaic, NJ (visited 8/1/2005)
 - San Pedro Detention Facility, Los Angeles, CA (visited 8/3/2005)
 - Kenosha County Detention Center, Kenosha, WI (visited 9/13/2005)
4. The ABA has prepared a chart summarizing Standards that routinely appear not to be implemented (attached). Please advise as to whether, and how, ICE intends to address these systemic, ongoing issues.
5. The chart also notes recent situations where ICE personnel have imposed parameters for ABA delegations inconsistent with those set out by former Deputy Executive Associate Commissioner Anthony Tangeman in his letter of August 20, 2001 (attached). Examples of this include:
 - 1) Lack of confidentiality in detainee interviews
 - At El Centro SPC, two officers were present during detainee interviews and interjected responses to questions that were posed to detainees. The delegation was not informed in advance that officers would be present during the interviews. This is of particular concern because earlier this year the ABA received a letter from a detainee at El Centro stating that officials there had threatened to send detainees to "the Level III, CCA San Diego unit" if they made any complaints.

- At Dodge County Detention Facility, the delegation was notified in advance that an officer (or officers) would be present in the room during detainee interviews. When the officers monitor the interviews from outside the room, Officer (b)(6), (b)(7)c denied the request, informing the ABA that ICE He had instructed him to defer to the facility (*see* copy of ABA letter to Officer (b)(6), (b)(7)c attached).

2) Denial of access to law libraries or materials, and access to housing unit

- Four out of seven ABA delegations were denied access to law libraries and/or legal materials, in spite of advance requests and without prior notice that access would be denied. One of the delegations was also denied access to the housing unit, where the telephones are located.

3) An ICE officer informing a delegation that delegations could not be comprised entirely of people from a single law firm.

ABA request: Delegations are instructed to attach the Tangeman letter when they initially correspond with ICE to set up a visit. Please advise as to whether you are willing to recirculate the Tangeman letter to ICE personnel, or if there are other steps that you are able to take to ensure that this guidance is consistently followed in the future.

6. ABA request: The ABA makes every effort to keep our meeting agenda short. Would you welcome email questions on straightforward items?

The following questions are examples (to which we would appreciate responses):

- (1) How are the detention standards updated, and is there an update in process for those with outdated information regarding INS and DOJ offices (for example, a DOJ address for filing grievances under Detainee Grievance Procedures)?
- (2) How are libraries updated (SPC, CDF, and IGSA), to provide current research materials?
- (3) What training do ICE and non-ICE officers receive regarding detention standards?