

U.S. Department of Homeland Security
500 12th Street, SW
Washington, DC 20024



U.S. Immigration
and Customs
Enforcement

MEMORANDUM FOR: Tae D. Johnson
Assistant Director, Custody Management

THROUGH: *Jay M. Brooks, (A) AD*
Jay M. Brooks
Deputy Assistant Director, Detention Management Division

FROM: *Walter P. LeRoy*
Walter P. LeRoy
Unit Chief, Detention Standards Compliance Unit

SUBJECT: Clinton County Correctional Facility, PA – Waiver Request

Purpose

A waiver is requested for the Philadelphia Field Office/Clinton County Correctional Facility as it relates to Barber Operations in Detention Facilities, Environmental Health and Safety, Section (III)(P)(1) within the 2000 National Detention Standards (NDS), which states "The operation will be located in a separate room not used for any other purpose. The floor will be smooth, nonabsorbent and easily cleaned. Walls and ceiling will be in good repair and painted a light color. Artificial lighting of at least 50-foot candles will be provided. Mechanical ventilation of 5 air changes per hour will be provided if there are no operable windows to provide fresh air. At least one lavatory will be capable of maintaining a constant flow of water between 105 degrees and 120 degrees."

Background:

As the June 19, 2012 ODO Compliance Inspection of the Clinton County Correctional Facility reported, this facility does not have a solely designated Barber Shop that also includes a sink with access to hot and cold water.

Discussion:

Due to space limitations, the Clinton County Correctional Facility does not have a separate room with access to hot and cold water with in which to conduct barbering services. Barbering services are currently conducted in either the room that also serves as the law library or in one of the holding cells within the facility's central booking area. While both locations have smooth, nonabsorbent and easily cleaned floor, plus adequate lighting and ventilation, these locations are not designated as stand alone barber shop.

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The total population capacity of the Clinton County Correctional Facility is 320 inmates with ICE accounting for an average of 30 to 50 detainees per day. All barbering services for ICE detainees is done by an outside contractor, who disinfects all equipment after each haircut is completed and maintains necessary sanitary conditions. However, based on the space limitations within the facility and fiscal budgetary constraints, which currently prohibits the facility from remodeling and/or renovating existing space, there are no viable options which will allow for the facility to come into compliance with this standard. As such, a waiver is requested for this standard.

Approve date Jan 12/13/12 Disapprove / date _____

Modify / date _____ Needs more discussion _____