



U.S. Immigration
and Customs
Enforcement

June 24, 2015

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

THROUGH: Jay M. Brooks
Deputy Assistant Director, Detention Management Division

FROM: Adrian P. Macias *Adrian P. Macias*
El Paso Field Office Director

SUBJECT: El Paso Processing Center, El Paso, Texas (Waiver Request)

Purpose

Provide a waiver for the El Paso Field Office, El Paso Processing Center (EPC), as it relates to the Medical Care Standard in Detention Facilities, Section (V)(W) and Section (V)(Y)(c)(1)(2), within the 2011 Performance Based National Detention Standards (PBNDS), which states that a copy of the full medical record shall accompany each detainee when transferred, released, or removed from the facility. In addition, the waiver shall include the Detainee Transfers Standard in Detention Facilities, Section (V)(C)(1)(b), within the 2011 PBNDS, which states that a copy of the full medical record shall accompany each detainee when transferred from the facility.

Background

On December 9th, 10th, and 11th, an annual inspection of the El Paso Processing Center was conducted by the Nakamoto Group, in which full medical records were not provided to detainees that were transferred, released, or removed from the facility.

Discussion

A corrective plan of action is not readily available due to the overwhelming expense associated with full compliance and a conflict with community standards. ICE Health Service Corps (IHSC) meets the community and NCCHC criteria for transfers by documenting on the transfer form current, relevant medical, dental and mental health diagnoses, medications, allergies, procedures and any referrals. This information accompanies each detainee upon transfer. Only if the receiving facility determines the need for the full detainee medical record, upon request, this information will be released within a reasonable timeframe after receipt of authorization. A summary of the subjects medical records will be provided to each detainee at the time of transfer or release.

Recommendation

This effort in retaining a waiver will exemplify the Service's affability towards our gracious efforts to maintain compliance within the applicable guidelines and procedures set forth by the Standards. This expected waiver should cover a two to four-year window in order for these changes to the verbiage to reflect in the policies mentioned above.

Approve/date gmb 7/14/15

Disapprove/date _____

Modify/date _____

Needs more discussion _____