

U.S. Department of Homeland Security
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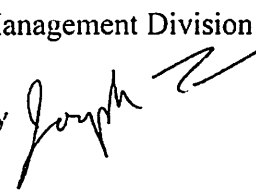


U.S. Immigration
and Customs
Enforcement

JUL 16 2018

MEMORANDUM FOR: Tae Johnson
Assistant Director, Custody Management

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

FROM: Joseph C. Lombardo
(A) Field Office Director, Salt Lake City 

SUBJECT: Cache County Jail Waiver Request
Staff Inspection of Incoming Mail

Purpose:

This memorandum requests the approval of a waiver for the Salt Lake City, West Valley City Office (SLC) as it relates to Correspondence and Other Mail, Part 1, Item 3, Section III, Subsection B (3) within the 2000 National Detention Standards (NDS), which states, "That general correspondence and other mail addressed to detainees shall be opened and inspected in the detainee's presence, unless the OIC authorizes inspection without the detainee's presence for security reasons.

Background:

On March 16, 2017, the Nakamoto Group (NG), Inc. completed Annual Detention Inspections of the Cache County Jail in Logan, Utah. During the inspection, NG cited the CCJ deficient for:

- Component 5: 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.

NG reported this as a repeat deficiency within the Uniform Corrective Action Plan (UCAP) report, citing the CCJ was opening incoming mail outside the presence of ICE detainees.

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Discussion:

CCJ adjusted and updated policy CQ 01/05.02 and practice states incoming ICE detainee mail is separated out from regular inmate mail without being opened. It is logged and processed in the jail records management system, then perused in the presence of the detainee for safety and security reasons. However, a waiver is requested for instances when postcards and unsealed mail are sorted and handled by jail staff who may inadvertently view detainee mail while not in the presence of the detainee.

Recommendation:

Citing CCJ policy CQ 01/05.02, and in the instances where postcards and unsealed mail are sorted and handled by jail staff who may inadvertently view this detainee mail, I recommend the approval of this waiver to allow CCJ designated detention personnel to view or inspect incoming mail in the absence of ICE detainees.

Approve/date pmh 2/12/19 Disapprove/date _____

Modify/date _____ Needs more discussion _____

P1/S1/2 dng

