



The Nakamoto Group, Inc.

November 10, 2021

TO: Monica S. Burke
Acting Assistant Director Custody Management

FROM: [REDACTED]
Lead Compliance Inspector
The Nakamoto Group, Inc.

SUBJECT: **Annual Inspection of the Kay County Justice Facility**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE Performance-Based National Detention Standards (PBNDS 2011) of the Kay County Justice Facility in Newkirk, Oklahoma during the period of November 8-10, 2021. This is an IGSA facility.

The inspection was performed under the guidance of [REDACTED] Lead Compliance Inspector. Team Members were:

Subject Matter Field	Team Member
Detainee Rights	[REDACTED]
Security	[REDACTED]
Medical Care	[REDACTED]
Medical Care	[REDACTED]
Safety	[REDACTED]

Type of Inspection

This was an annual inspection which was performed to determine overall compliance with the ICE PBNDS 2011 for Over 72-hour facilities. The facility received a previous rating of Meets Standards during the October 2020 inspection.

Inspection Summary

The Kay County Justice Facility is currently accredited by:

- The American Correctional Association (ACA) - No
- The National Commission on Correctional Health Care (NCCHC) - No
- The Joint Commission (TJC) - No
- Prison Rape Elimination Act (PREA) – Yes

Standards Compliance

The following information is a summary of the standards that were reviewed and overall compliance that was determined as a result of the 2020 and 2021 annual inspections:



2020 Annual Inspection	
Meets Standards	41
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	1

2021 Annual Inspection	
Meets Standards	39
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	3

The inspection team identified three (3) deficient components in the following three (3) standards:

Facility Security and Control – 1

Significant Self-Harm and Suicide Prevention and Intervention – 1

Correspondence and Other Mail – 1

Facility Snapshot/Description

The Kay County Justice Facility is located in Newkirk, Oklahoma and is owned and operated by the Kay County Justice Facilities Authority. The [redacted]-bed facility houses male and female Kay County inmates, Oklahoma Department of Corrections inmates, Bureau of Indian Affairs detainees, and male and female ICE detainees. The total count on the first day of the inspection was [redacted] which included [redacted]

There are eight two-tiered housing units divided among [redacted] cells and open dormitory arrangement used to house detainees of all ICE custody levels. ICE detainees are housed separately and not commingled with other detainees of dissimilar custody levels. Officers are posted in the immediate area of the living units providing indirect supervision. The entrance doors to each housing unit are controlled by the central control center and all housing units are equipped with an intercom system for detainee use if assistance is needed. There is a dedicated special management unit (SMU) containing [redacted] cells with [redacted]-person occupancy. Roving officers share the responsibility of making personal observation checks on detainees housed in the SMU. The SMU is also equipped with an intercom system for detainee use if assistance is needed.

Living units are well lit with both natural and artificial light and have adequate open space for detainees. General population housing units have common areas that are furnished with stainless steel tables with attached seats for detainees to eat their meals, participate in leisure time activities, and socialize. Board games, leisure reading material, playing cards, and televisions are available to detainees. Detainees have access to computer tablets in each housing unit for ordering commissary items, reviewing the detainee handbook, and submitting electronic requests directly to ICE. Detainees have daily access to outdoor recreational activities such as basketball, handball, and walking areas. General visitation and group religious services have been temporarily suspended due to health concerns associated with the COVID-19 virus. Video visitation is available to detainees and the facility part-time chaplain makes religious materials available for detainees in each of the housing units. Other COVID-19 response operational changes include all newly received detainees are quarantined and COVID-19 tested at a previous facility before entering the Kay County Justice Facility. In limited cases, ICE officers will use the facility to hold detainees under 72 hours before transferring them to another facility. Detainees being held are placed in a designated quarantine housing area until they are transferred to another facility. The facility has arranged



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with the telephone provider to allow 500 free minutes of monthly call time for detainees to maintain positive family ties in the absence of family visits due to COVID-19 restrictions.

The facility staff were professional in appearance and demeanor, and those interviewed possessed a working knowledge of the standards as they applied to their duties. The atmosphere of the facility appeared relaxed, and staff and detainee interactions were cordial and professional.

A total of 21 detainees, both male and female, were formally interviewed by the inspection team. A number of these detainees were LEP and a telephonic translation line was utilized. All stated that they felt safe in the facility. One LEP detainee stated that he had asked to go to the law library and had been waiting for staff to let him go. This was brought to the attention of the lieutenant who checked the request log on the housing unit but could not verify that the detainee had signed the log. Arrangements were immediately made for the detainee to have access to the law library. When questioned concerning access to services such as medical, recreation, etc., none voiced any concern.

The facility is climate controlled and appeared to be in good repair. The sanitation level of the facility was average.

Detainees are not charged a co-pay for any health services. Medical care is provided by Turn Key Health Clinics. All other services are provided by the county.

Areas of Concern/Significant Observations

This was a hybrid inspection with one inspector working remotely. Four inspectors were on-site. The remote inspector (Medical QMC SME) was unable to personally observe practices and procedures within the facility but was able to review files and documentation.

The facility achieves optimal compliance with a number of standard requirements including meeting standards in medical care for adequate space and staffing for tele-radiology systems; in significant self-harm and suicide prevention and intervention for dedicated space for tele-health; and in telephone access by providing one telephone per every ten detainees.

Recommended Rating and Justification

The Lead Compliance Inspector recommends that the facility receive a rating of Meets Standards. The facility complies with the ICE Performance-Based National Detention Standards (PBNDS 2011). No (0) standards were found Does Not Meet Standard and three (3) standards were Not Applicable (N/A). All remaining thirty-nine (39) standards were found to be in compliance.

LCI Assurance Statement

The findings are accurately and completely documented on the G324 Inspection Form and are supported by documentation in the inspection file. A telephonic out brief was conducted at the facility. In addition to the Nakamoto Group Inspection Team, the following were present:

- ICE Officials: [REDACTED]

