

May 19, 2022

TO: [REDACTED]
Acting Assistant Director Custody Management

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

SUBJECT: **Annual Inspection of the Nye County Detention Center**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE National Detention Standards (NDS) 2019 of the Nye County Detention Center in Pahrump, Nevada during the period of May 17-19, 2022. This is an IGSA facility.

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

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

Type of Inspection

This is a scheduled annual hybrid inspection which is performed to determine overall compliance with the ICE NDS 2019 for Over 72-hour facilities. The facility received a rating of Meets Standards during the May 2021 annual inspection.

Inspection Summary

The Nye County Detention Center 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) - No

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 2021 and 2022 NDS 2019 annual inspections:



2021 Annual Inspection	
Meets Standards	31
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	2

2022 Annual Inspection	
Meets Standards	31
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	2

The inspection team identified thirty-nine (39) deficient components in the following sixteen (16) standards:

- Environmental Health and Safety – 3
- Admission and Release – 3
- Custody Classification – 1
- Facility Security and Control – 2
- Detainee Funds and Personal Property – 1
- Hold Rooms – 2
- Special Management Units – 8
- Staff- Detainee Communication – 2
- Sexual Abuse and Assault Prevention – 1
- Food Service – 3
- Personal Hygiene – 2
- Suicide Prevention and Intervention – 2, both repeat deficiencies
- Correspondence and Other Mail – 2
- Recreation – 1
- Telephone Access – 5
- Visitation – 1

Facility Snapshot/Description

The Nye County Detention Center is owned by Nye County and operated under the jurisdiction of the Nye County Sheriff’s Office. The facility is located in Pahrump, Nevada, sixty miles west of Las Vegas on the California state line. The facility houses male ICE detainees and male/female county and U.S. Marshal Service inmates of all classification levels. ICE detainees are housed with non-ICE detainees of compatible custody levels.

The detention center was built in . The booking and admission processes are taking place in a housing unit transformed into a temporary booking center. The multi-story building shares space with the Nye County Sheriff’s Office and county courtrooms. The compound consists of two buildings, both encircled by a secure perimeter comprised of chain link fencing runs, supplemented with razor ribbon on the top, and exterior walls. A perimeter road surrounds the compound; it is patrolled by an armed officer each shift at irregular times. Surveillance cameras offer visibility around the entire perimeter, into the housing units, common areas, outdoor recreation yards and the interior movement corridors. All exterior building doors are alarmed, under constant camera surveillance, and controlled by main control civilian detention technicians. The facility is equipped with a surveillance camera network that is monitored 24 hours a day.

The facility has individual housing units (one housing unit is currently used as temporary booking) managed by a roving officer assigned to multiple housing units and monitored by observation of the main control detention technicians. The housing units are all -tier design configured into dormitory and



█-bed cells. The housing units range in size from █ to █ beds. █ units are used for general population housing and █ serve as the special management unit (SMU) housing. No ICE detainee was housed in the special management during the inspection. One general population unit is currently used for newly admitted detainees until negative COVID-19 testing results are complete. During the inspection, no detainees/inmates tested positive for COVID-19.

This facility relies on electronic technology to document, witness and monitor all staff and detainee functions. The Guardian System (Guardian) is the platform used for recording and tracking all daily operational functions by staff and the detainees. All deputies and medical staff carry a Guardian device. The Guardian: logs detainee activities/movements; is the recording device used when taking count; records signing tools in/out; the logbook for recording all staff/medical housing unit rounds, tracking laundry pick-up/delivery, meal deliveries, med passes, legal mail and commissary deliveries; records/documents disciplinary reports/hearings; tracks grievances and appeals and a host of other services and activities. Paper log books are not used in this facility.

A common dayroom is available in each housing unit equipped with a television, telephone stations, a bank of electronic tablets and fixed table/chair units for detainees to eat their meals, play games and gather for conversation. Tablets are available to detainees at a ratio of one tablet for each four detainees. With rare exception, all detainee information is retrievable from the tablet. Tablet capabilities include: retrieval of the National Detainee Handbook and the facility handbook in several languages (however, documentation was not available to confirm a detainee is provided training to access the different languages); access commissary account balances; file grievances; submit ICE/facility requests; retrieve all program/activity schedules; send/receive personal emails; participate in video visits; play electronic games; read books; and retrieve select law book materials. Many applications require a fee to access. Tablets are available for fifteen minutes per single use. The tablet will time-out for three hours unless the detainee pays a fee to continue. Dayrooms are accessible daily from 5:30 a.m. to 9:00 p.m.

On-site non-contact general and legal visits have continued throughout COVID-19 protocols. Video visits are available from the on-site visiting areas and remote locations. Detainees are provided indoor and outdoor recreation.

The inspectors conducted seventeen formal detainee interviews; four interviews required a translation service interpreter. The detainees length of stay ranged from two weeks to two years. All of the detainees stated they felt safe at the facility and had not been threatened or mistreated by staff or other detainees. The complaints/comments were few. The detainees who registered medical concerns had their issues brought to the attention of the health services administrator by the medical SME. All of the detainees had already been seen by health care staff for their stated concern, and were scheduled for follow-up appointment as their condition required.

When a detainee does not speak English or Spanish, the facility cannot confirm that the detainee is receiving a facility orientation in the manner or language understood by the detainee. The detainee electronically acknowledges receipt of required documents. One detainee interviewed by the medical SME stated that "he had no idea how to use the tablet, even though his signature is electronically time stamped acknowledging receipt of handbooks, video orientation and PREA information". The facility administrator committed to follow-up to ensure each detainee is receiving information in a manner and language understood by the detainee.

Several detainees complained to need more tablets in each unit for law library use. Two detainees complained about the reception during video visitation. Detainees also stated that after fifteen minutes the tablet shuts off for three hours unless a fee is paid. The lieutenant stated that reception diminishes once tablets are taken to their cells. Common area reception is adequate according to the IT representative. The



jail lieutenant indicated that they are trying to get additional tablets.

Several detainees complained that the meal service portions “are too small” and that they received beans several days ago that “were spoiled”. The safety SME inspector reviewed the menus and found the portions and caloric intake acceptable. Additionally, the food service director (FSD) indicated that he purchases dry beans and does not soak them until the night before use. He indicated that he recently purchased black-eyed peas which gives off a stronger odor. One detainee complained that he is on a kosher diet and receives only tuna for lunch daily. The menus were checked, and the lunch menu alternated between tuna and peanut butter. The food service staff will check with their dietitian to see if a variety can be added.

Four detainees had minor issues regarding use of Tylenol (2), over the counter eye drops, and physical therapy. Follow-up determined that medical staff is aware of and is working to resolve these issues. In addition, one detainee from Nepal who was interviewed through an interpreter service, reported that he had not been oriented to the facility, had not received an ICE National Detainee or local handbook, did not know how to use the tablet, and was not aware of how to access medical care on the tablet. He reported that he had been medically screened on admission. This information was brought to the attention of facility security and medical staff. The facility administrator committed to follow-up with the detainee to ensure services are provided in a language and manner understood by the detainee.

Detainees, overall, expressed general satisfaction with seeing ICE/ERO personnel on their schedule tours, and getting answers to their requests; they were usually provided within 24 hours. Over half of the interviewed detainees had used the law library and had no problems with access. Recreation time was satisfactory. Grievances were heard fairly and the results were provided promptly. Detainees were aware of OIG services and knew how to reach them on the detainee telephone system. Overall, the detainees were very content with their living conditions, the cleanliness of the facility, and their treatment by staff and other detainees.

Medical services are provided by Serenity Mental Health. Food service is provided by Summit Food Service, LLC. Maintenance is the responsibility of Nye County employees. Detainee telephone and tablet services are provided by Combined Public Communications. ICE detainees are not charged co-pays for medical, mental health, or dental care services.

Areas of Concern/Significant Observations

The inspection was conducted with four inspectors on-site and one inspector working remotely. The remote inspector was unable to personally observe practices and procedures within the facility. The inspection team relied upon photographs and/or videos to validate the observation of many standards.

There were no areas of concern or significant observations.

Recommended Rating and Justification

The Lead Compliance Inspector recommends that the facility receive a rating of Meets Standards. The facility complies with the ICE National Detention Standards (NDS 2019) for Over 72-hour facilities as evidenced by no (0) standards rated as Does Not Meet Standard and two (2) standards were Not Applicable (N/A). All remaining thirty-one (31) standards were found to Meet Standards.



The Nakamoto Group, Inc.

LCI Assurance Statement

The findings of compliance and non-compliance are accurately and completely documented on the G-324A Inspection Form and are supported by documentation in the inspection file. An out brief was conducted at the facility and in addition to the entire Nakamoto Group, Inc. Inspection Team (one SME via conference call) the following were present:

- ICE Officials – [REDACTED]
- Facility Staff – [REDACTED]

[REDACTED] Lead Compliance Inspector May 19, 2022
Printed Name of LCI Date

