



October 25, 2018

TO: [REDACTED]  
Assistant Director for Detention Management

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

SUBJECT: **Annual Detention Inspection of the Clinton County Jail**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE National Detention Standards (NDS Over 72 Hours) of the Clinton County Jail in Plattsburgh, NY during the period of October 23-25, 2018. This is an IGSA facility.

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

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

**Type of Inspection**

This is a scheduled annual inspection, which is performed to determine overall compliance with the ICE NDS for Over 72 hour facilities. The facility received a rating of Acceptable during the February 2018 180 Day re-inspection.

**Inspection Summary**

The Clinton County Jail 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 February 2018 NDS annual/180 Day re-inspection and the October 2018 NDS compliance annual inspections.



<b>2018 Re-Inspection</b>		<b>2018 Inspection</b>	
Acceptable	36	Acceptable	35
Deficient	0	Deficient	1
At-Risk	0	At-Risk	0
Repeat Finding	0	Repeat Finding	0
Not Applicable	3	Not Applicable	3

The inspection team identified thirty-one (31) deficient components in the following sixteen (16) standards:

- Classification – 1, which is a repeat deficiency
- Detainee Handbook – 3, two of which are repeat deficiencies
- Food Service – 4, three of which are repeat deficiencies
- Funds and Personal Property – 1, which is a repeat deficiency
- Recreation- 1
- Access to Telephones – 1, which is a repeat deficiency
- Access to Medical Care - 1
- Terminal Illness, Advance Directives and Death – 1, which is a repeat deficiency
- Contraband – 1, which is a repeat deficiency
- Emergency Plans – 3, two of which are repeat deficiencies
- Environmental Health and Safety – 5, three of which are repeat deficiencies
- Key and Lock Control – 4, all of which are repeat deficiencies
- Post Orders- 1
- Security Inspections – 1, which is a repeat deficiency
- Tool Control –2, one of which is a repeat deficiency
- SAAPI – 1, which is a repeat deficiency

**Facility Snapshot/Description**

The Clinton County Jail is a [REDACTED] facility located in Plattsburgh, NY, approximately 22 miles south of the Canadian border. The facility is owned by Clinton County, NY and operated by the Clinton County Sheriff’s Office. The facility is a single-story physical plant, originally constructed in 1989. There is a perimeter fence partially surrounding the exterior of the building. The building is also occupied by the Sheriff’s Office patrol division and civil division.

[REDACTED]

ICE detainees are housed with non-ICE detainees in dorms and cells.

Each housing unit has a dayroom area with tables, chairs, a television viewing area and telephones. Cards and board games are available in the housing units. Outdoor recreation is available seven days a week. Detainees housed in the dormitories are offered one hour per day of outside recreation, seven days per week. Detainees in the cellblocks, by virtue of the attached outdoor recreation area, may access outdoor recreation seven days per week at any time the dayroom is accessible to them.

The inspection team visited the housing units multiple times and conducted formal interviews with all ICE detainees. Without exception, detainees indicated that they felt safe at the facili-



ty. Detainees stated that ICE personnel visit the facility regularly and are responsive to their requests. Detainees stated that the food is okay and that medical personnel are responsive to their needs. One detainee complained that he was not getting his medicine. The Medical Inspector investigated and determined that the detainee was getting his medication as prescribed by the doctor and is receiving appropriate care for his condition. LEP and confidential interviews revealed that detainees are having no difficulty obtaining services.

The setting is that of a typical jail, and the concepts of civil detention are largely not incorporated into the daily operation. Most facility personnel were not familiar with the requirements of the standards. The workforce is absent any significant Latino or other minority profile, and only approximately three employees were identified as bilingual.

ICE detainees do not incur medical co-payments. The physician and physician assistants are contracted positions. All other staff are Clinton County employees.

### **Areas of Concern/Significant Observations**

The Environmental Health and Safety Standard was rated as Deficient.

*Policy:* Every facility will control flammable, toxic, and caustic materials through a hazardous materials program. The program will include, among other things, the identification and labeling of hazardous materials in accordance with applicable standards, e.g. National Fire Protection Association; Identification of incompatible materials; and safe handling procedures.

*Finding:* The facility does not maintain constant inventories for all flammable, toxic, and caustic substances. The master MSDS has not been provided to the local fire authority, and does not contain a legend of storage locations and the chemicals stored in those areas. Personal protective equipment is not located in any of the hazardous material storage areas. Vents and return air ducts are blocked in various cells. Fire drills are not conducted.

*Recommendation:* The facility should implement a system to maintain constant inventories and a method to supervise the system to ensure accountability of all flammable, toxic, and caustic materials. The master MSDS should be amended to include the legend of storage locations and a list of the chemicals stored in those areas, and the master MSDS should be provided to the local fire authority. Personal protective equipment should be stored in all areas where hazardous materials are stored. All vents and air ducts should be cleared of all debris and blockage, and should be regularly inspected to ensure they remain clear. Fire drills should be conducted and documented as stipulated by the Standard.

### **Recommended Rating and Justification**

The Lead Compliance Inspector recommends that the facility receive a rating of Acceptable. The facility complies with the ICE National Detention Standards (NDS). One (1) standard was found Deficient and three (3) standards were Not Applicable (N/A). All remaining thirty-five (35) standards were found to be in compliance.

### **LCI Assurance Statement**

The findings of compliance and noncompliance are accurately and completely documented on the G-324A Inspection Form and are supported by documentation in the inspection file. An out



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brief was conducted at the facility and in addition to the entire Nakamoto Group, Inc. Inspection Team, the following were present:

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

[REDACTED]

[REDACTED], Lead Compliance Inspector

October 25, 2018

Printed Name of LCI

Date

