ICE Detention Standards Compliance Review

Val Verde County Correctional Facility

September 30 - October 2, 2008

REPORT DATE - October 9, 2008

Creative Corrections

Contract Number: ODT-6-D-0001
Order Number: HSCEOP-07-P-01016

Executive Vice President
Creative Corrections
6415 Calder, Suite B
Beaumont, TX 77706

COTR
U.S. Immigration and Customs Enforcement
Detention Standards Compliance Unit
500 12th Street, SW
Washington, DC 20536
October 9, 2008

MEMORANDUM FOR: James T. Hayes, Jr.
Director
Office of Detention and Removal Operations

FROM: Reviewer-In-Charge

SUBJECT: Val Verde County Correctional Facility Annual Detention Review

Creative Corrections conducted the Annual Detention Review (ADR) of Val Verde County Correctional Facility, in Del Rio, Texas, on September 30 - October 2, 2008. Val Verde County has an Intergovernmental Services Agreement (IGSA) with the United States Marshals Service (USMS) to house adult male and female ICE detainees for over 72 hours. Val Verde County Correctional Facility is operated by The GEO Group, Inc., and ICE detainees were housed in the facility during 2001-2005. The facility is working with the Sub-Office in Del Rio in anticipation of bed space for detainees in the future. As noted on the attached documents, the team of Subject Matter Experts (SME) included, Health Services; Environmental Health and Safety; Security; and Food Service.

A closeout meeting was held on October 2, 2008, with Warden; Deputy Warden; Supervisory Deportation Officer; and Deportation Officer, Del Rio ICE Office. During this meeting, all concerns and recommendations were discussed.

Type of Review

This review is a scheduled Detention Standard Review to determine compliance with ICE National Detention Standards for facilities used over 72 hours.

Review Summary

Val Verde County Correctional Facility is accredited by the Texas Commission on Jail Standards. It is not accredited by the American Correctional Association (ACA), National...
Standards Compliance:

The following statistical information provides a direct comparison of the October 2008 ADR and the ADR conducted in June 2004.

<table>
<thead>
<tr>
<th>June 2004 Review</th>
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<th>September 2008, Review</th>
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<tbody>
<tr>
<td>Compliant</td>
<td>37</td>
<td>Compliant</td>
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<tr>
<td>Deficient</td>
<td>0</td>
<td>Deficient</td>
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<tr>
<td>At Risk</td>
<td>0</td>
<td>At-Risk</td>
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<tr>
<td>Non-Applicable</td>
<td>1</td>
<td>Non-Applicable</td>
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</tbody>
</table>

Recommended Rating and Justification

It is the Reviewer-In-Charge recommendation that the facility receive a rating of “Acceptable” Although Val Verde County Correctional Facility currently has no ICE detainees; the facility has incorporated the requirements of the National Detention Standards. The warden is coordinating efforts for future use with local ICE officials. Additional bed space is anticipated with the activation of a 1,500 bed GEO facility in Laredo, Texas.

RIC Assurance Statement

All findings of this review have been documented on the Detention Review Worksheet attached and are supported by the written documentation contained in the review file.
### A. Type of Facility Reviewed
- [ ] ICE Service Processing Center
- [ ] ICE Contract Detention Facility
- [x] ICE Intergovernmental Service Agreement

### B. Current Inspection
- Type of Inspection
  - [ ] Field Office
  - [x] HQ Inspection
- Date[s] of Facility Review
  - September 30 – October 2, 2008

### C. Previous/Most Recent Facility Review
- Date[s] of Last Facility Review
  - 2005
- Previous Rating
  - [ ] Superior
  - [x] Good
  - [ ] Acceptable
  - [ ] Deficient
  - [ ] At-Risk

### D. Name and Location of Facility
- Name
  - Val Verde Correctional Facility
- Address (Street and Name)
  - 253 FM 2523 Hamilton Lane
- City, State and Zip Code
  - Del Rio, Texas 78840
- County
  - Val Verde

### E. ICE Information
- Name of Inspector (Last Name, Title and Duty Station)
  - [x] Warden / Reviewer-In-Charge
- Name of Team Member / Title / Duty Location
  - [ ] SME / Medical
  - [ ] SME / Food Service
  - [x] SME / Safety
- Date of Contract or IGSA
  - October 1, 1998

### F. CDF/IGSA Information Only
- Contract Number
  - 80-98-0061
- Basic Rates per Man-Day
  - $50.57
- Other Charges: (If None, Indicate N/A)
  - N/A

### G. Accreditation Certificates
- List all State or National Accreditation[s] received:
  - Texas Commission on Jail Standards
- [ ] Check box if facility has no accreditation[s]

### H. Problems / Complaints (Copies must be attached)
- The Facility is under Court Order or Class Action Finding
  - [ ] Court Order
  - [ ] Class Action Order
- The Facility has Significant Litigation Pending
  - [ ] Major Litigation
  - [ ] Life/Safety Issues
- [ ] Check if None.

### I. Facility History
- Date Built
  - 2000
- Date Last Remodeled or Upgraded
  - 2007
- Date New Construction / Bed space Added
  - December, 2007 / 576 Beds
- Future Construction Planned
  - [x] Yes
  - [ ] No
  - Date:
- Current Bed space
  - 1,451

### J. Total Facility Population
- Total Facility Intake for previous 12 months
  - 23,659
- Total ICE Man-days for Previous 12 months
  - 0

### K. Classification Level (ICE SPCs and CDFs Only)
- Adult Male
  - L-1
  - 1,291
  - L-2
  - 1,291
  - L-3
  - 0
- Adult Female
  - L-1
  - 160
  - L-2
  - 160
  - L-3
  - 0

### L. Facility Capacity
- Rated
  - Adult Male
  - 1,291
  - Adult Female
  - 160
- Operational
  - Adult Male
  - 1,291
  - Adult Female
  - 160
- Emergency
  - Adult Male
  - 0
  - Adult Female
  - 0
- [ ] Facility holds Juveniles Offenders 16 and older as Adults

### M. Average Daily Population
- ICE
  - Adult Male
  - 0
  - Adult Female
  - 0
- USMS
  - Adult Male
  - 880
  - Adult Female
  - 111
- Other
  - Adult Male
  - 131
  - Adult Female
  - 13

### N. Facility Staffing Level
- Security:
  - [ ] Low
  - [ ] Medium
  - [x] High
- Support:
  - [ ] Low
  - [ ] Medium
  - [x] High

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Form G-324A SIS (Rev. 7/9/07)
**Significant Incident Summary Worksheet**

For ICE to complete its review of your facility, the following information must be completed prior to the scheduled review dates. The information on this form should contain data for the past twelve months in the boxes provided. The information on this form is used in conjunction with the ICE Detention Standards in assessing your Detention Operations against the needs of the ICE and its detained population. This form should be filled out by the facility prior to the start of any inspection. Failure to complete this section will result in a delay in processing this report and the possible reduction or removal of ICE' detainees at your facility.

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</thead>
<tbody>
<tr>
<td>Assault: Offenders on Offenders¹</td>
<td>Types (Sexual², Physical, etc.)</td>
<td>10 P</td>
<td>2 P</td>
<td>10 P</td>
<td>2 P</td>
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<tr>
<td>Offenders with Weapon</td>
<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Without Weapon</td>
<td>10</td>
<td>2</td>
<td>10</td>
<td>2</td>
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<tr>
<td>Assault: Detainee on Staff</td>
<td>Types (Sexual Physical, etc.)</td>
<td>2 P</td>
<td>1 P</td>
<td>0</td>
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<tr>
<td>Offenders with Weapon</td>
<td>0</td>
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<tr>
<td>Without Weapon</td>
<td>2</td>
<td>1</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Number of Forced Moves, incl. Forced Cell moves³</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>1</td>
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<tr>
<td>Disturbances⁴</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>Number of Times Chemical Agents Used</td>
<td>5</td>
<td>4</td>
<td>1</td>
<td>9</td>
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<tr>
<td>Number of Times Special Reaction Team Deployed/Used</td>
<td>0</td>
<td>0</td>
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<td># Times Four/Five Point Restraints applied/used</td>
<td>0</td>
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<tr>
<td>Offender / Detainee Medical Referrals as a result of injuries sustained</td>
<td>4</td>
<td>2</td>
<td>1</td>
<td>1</td>
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<tr>
<td>Escapes</td>
<td>Attempted</td>
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<td>Actual</td>
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<tr>
<td>Grievances:</td>
<td># Received</td>
<td>14</td>
<td>23</td>
<td>19</td>
<td>13</td>
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<td># Resolved in favor of Offender/Detainee</td>
<td>1</td>
<td>1</td>
<td>0</td>
<td>2</td>
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<tr>
<td>Deaths</td>
<td>Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other)</td>
<td>0</td>
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<td>Number</td>
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<td>Psychiatric / Medical Referrals</td>
<td># Medical Cases referred for Outside Care</td>
<td>41</td>
<td>32</td>
<td>18</td>
<td>42</td>
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<td># Psychiatric Cases referred for Outside Care</td>
<td>0</td>
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</table>

¹ Any attempted physical contact or physical contact that involves two or more offenders
² Oral, anal or vaginal penetration or attempted penetration involving at least 2 parties, whether it is consenting or non-consenting
³ Routine transportation of detainees/offenders is not considered "forced"
⁴ Any incident that involves four or more detainees/offenders, includes gang fights, organized multiple hunger strikes, work stoppages, hostage situations, major fires, or other large scale incidents.

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Form G-324A SIS (Rev. 7/9/07)
### DHS/ICE Detention Standards Review Summary Report

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<td>Access to Legal Materials</td>
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<td>Group Presentations on Legal Rights</td>
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<td>Visitation</td>
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<td>Telephone Access</td>
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<td>Admission and Release</td>
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<td>Classification System</td>
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<td>Correspondence and Other Mail</td>
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<td>Detainee Handbook</td>
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<td>Food Service</td>
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<td>Funds and Personal Property</td>
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<td>Detainee Grievance Procedures</td>
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<td>Issuance and Exchange of Clothing, Bedding, and Towels</td>
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<td>Marriage Requests</td>
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<td>Non-Medical Emergency Escorted Trip</td>
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<td>Recreation</td>
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<td>Religious Practices</td>
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<td>Voluntary Work Program</td>
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<td>Hunger Strikes</td>
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<td>Medical Care</td>
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<td>Suicide Prevention and Intervention</td>
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<td>Terminal Illness, Advanced Directives and Death</td>
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<tr>
<td>Contraband</td>
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<td>Detention Files</td>
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<td>Disciplinary Policy</td>
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<tr>
<td>Emergency Plans</td>
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<td>Environmental Health and Safety</td>
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<td>Hold Rooms in Detention Facilities</td>
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<td>Key and Lock Control</td>
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<td>Population Counts</td>
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<td>Post Orders</td>
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<td>Security Inspections</td>
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<tr>
<td>Special Management Units (Administrative Segregation)</td>
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<tr>
<td>Special Management Units (Disciplinary Segregation)</td>
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<td>Tool Control</td>
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<td>Transportation (Land management)</td>
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<tr>
<td>Use of Force</td>
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<tr>
<td>Staff / Detainee Communication (Added August 2003)</td>
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<tr>
<td>Detainee Transfer (Added September 2004)</td>
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</table>

All findings (Deficient and At-Risk) require written comment describing the finding and what is necessary to meet compliance.
By signing below, the Reviewer-In-Charge (RIC) certifies that all findings of noncompliance with policy or inadequate controls contained in the Inspection Report are supported by evidence that is sufficient and reliable. Furthermore, findings of noteworthy accomplishments are supported by sufficient and reliable evidence. Within the scope of the review, the facility is operating in accordance with applicable law and policy, and property and resources are efficiently used and adequately safeguarded, except for the deficiencies noted in the report.

Reviewer-In-Charge: (Print Name)

Signature

Date

Reviewer-In-Charge, Creative Corrections

October 2, 2008

Team Members

Print Name, Title, & Duty Location

SME - Medical

Print Name, Title, & Duty Location

SME - Environmental Health and Safety

Print Name, Title, & Duty Location

SME - Food Service

Print Name, Title, & Duty Location

SME - Security

Recommended Rating:

☐ Superior

☐ Good

☒ Acceptable

☐ Deficient

☐ At-Risk

Comments: There are no ICE detainees currently housed at Val Verde Correctional Facility. Detainees were housed at the facility from 2001 until 2005.
**Management Review**

**Review Authority**

The signature below constitutes review and acceptance of this report by the Review Authority. FOD/OIC/CEO will have thirty (30) calendar days from receipt of this report to respond to all findings and recommendations.

<table>
<thead>
<tr>
<th>HQDRO Management Review: (Print Name)</th>
<th>Signature</th>
</tr>
</thead>
<tbody>
<tr>
<td>James T. Hayes, Jr.</td>
<td></td>
</tr>
<tr>
<td>Title</td>
<td>Date</td>
</tr>
<tr>
<td>Director</td>
<td>January 10, 2009</td>
</tr>
</tbody>
</table>

**Final Rating:**

[ ] Superior
[ ] Good
[ ] Acceptable
[ ] Deficient
[ ] At-Risk

**Comments:** The Review Authority concurs with the recommended rating of Acceptable. A Plan of Action is required for the line item deficiencies noted in the Access to Legal Materials, Detainee Telephone Access, Hunger Strikes, Terminal Illness, Advanced Directives, and Death, Emergency Plans, Key and Lock Control, Post Orders, and Special Management Unit (Disciplinary Segregation) Standards.