



U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement
Office of Professional Responsibility
Inspections and Detention Oversight Division
Washington, DC 20536-5501

Office of Detention Oversight
Follow-Up Compliance Inspection

Enforcement and Removal Operations
ERO Dallas Field Office

Eden Detention Center
Eden, Texas

September 13-15, 2022

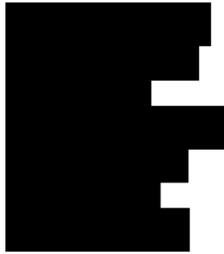
FOLLOW-UP COMPLIANCE INSPECTION
of the
EDEN DETENTION CENTER
Eden, Texas

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FACILITY OVERVIEW

The U.S. Immigration and Customs Enforcement (ICE) Office of Professional Responsibility (OPR) Office of Detention Oversight (ODO) conducted a follow-up compliance inspection of the Eden Detention Center (EDC) in Eden, Texas, from September 13 to 15, 2022.¹ This inspection focused on the standards found deficient during ODO’s last inspection of EDC from January 3 to 6, 2022. The facility opened in 2019 and is owned and operated by CoreCivic. The ICE Office of Enforcement and Removal Operations (ERO) began housing detainees at EDC in 2019 under the oversight of ERO’s Field Office Director in Dallas (ERO Dallas). The facility operates under the National Detention Standards (NDS) 2000.

ERO has assigned deportation officers and a detention services manager to the facility. An EDC warden handles daily facility operations and manages █████ support personnel. Trinity Food Service provides food services, EDC provides medical care, and Keefe Supply Company provides commissary services at the facility. The facility does not hold any accreditations from any outside entities.

Capacity and Population Statistics	Quantity
ICE Detainee Bed Capacity ²	█████
Average ICE Detainee Population ³	█████
Male Detainee Population (as of September 13, 2022)	█████
Female Detainee Population (as of September 13, 2022)	█████

During its last inspection, in Fiscal Year (FY) 2022, ODO found five deficiencies in the following areas: Detention Files (4) and Funds and Personal Property (1).

¹ This facility holds male detainees with low, medium-low, medium-high, and high security classification levels for periods longer than 72 hours.

² Data Source: ERO Facility List Report as of September 6, 2022.

³ *Ibid.*

FOLLOW-UP COMPLIANCE INSPECTION PROCESS

ODO conducts oversight inspections of ICE detention facilities with an average daily population of 10 or more detainees, and where detainees are housed for longer than 72 hours, to assess compliance with ICE National Detention Standards. These inspections focus solely on facility compliance with detention standards that directly affect detainee life, health, safety, and/or well-being. In FY 2021, to meet congressional requirements, ODO began conducting follow-up inspections at all ICE ERO detention facilities, which ODO inspected earlier in the FY.

While follow-up inspections are intended to focus on previously identified deficiencies, ODO will conduct a complete review of several core standards, which include but are not limited to Medical Care, Hunger Strikes, Suicide Prevention, Food Service, Environmental Health and Safety, Emergency Plans, Use of Force and Restraints/Use of Physical Control Measures and Restraints, Admission and Release, Classification, and Funds and Personal Property. ODO may decide to conduct a second full inspection of a facility in the same FY based on additional information obtained prior to ODO's arrival on-site. Factors ODO will consider when deciding to conduct a second full inspection will include the total number of deficiencies cited during the first inspection, the number of deficient standards found during the first inspection, the completion status of the first inspection's uniform corrective action plan (UCAP), and other information ODO obtains from internal and external sources ahead of the follow-up compliance inspection. Conditions found during the inspection may also lead ODO to assess new areas and identify new deficiencies or areas of concern should facility practices run contrary to ICE standards. Any areas found non-compliant during both inspections are annotated as "Repeat Deficiencies" in this report.

FINDINGS BY NATIONAL DETENTION STANDARDS 2000 MAJOR CATEGORIES

NDS 2000 Standards Inspected ⁴	Deficiencies
Part 1 – Detainee Services	
Admission and Release	0
Detainee Classification System	0
Detainee Grievance System	0
Food Service	0
Funds and Personal Property	0
Recreation	0
Staff-Detainee Communication	0
Telephone Access	0
Sub-Total	0
Part 2 – Security and Control	
Detention Files	
Emergency Plans	0
Environmental Health and Safety	4
Post Orders	0
Special Management Unit (Administrative Segregation)	0
Special Management Unit (Disciplinary Segregation)	0
Use of Force	0
Sub-Total	4
Part 3 – Health Services	
Medical Care	0
Hunger Strikes	0
Suicide Prevention and Intervention	0
Sub-Total	0
Total Deficiencies	4

⁴ For greater detail on ODO’s findings, see the *Compliance Inspection Findings* section of this report.

DETAINEE RELATIONS

ODO interviewed 18 detainees, who voluntarily agreed to participate. Most detainees reported satisfaction with facility services except for the concerns listed below.

Food Service: One detainee stated the facility still provides him a regular diet after he requested a Kosher diet.

- Action Taken: ODO reviewed the detainee's detention file, interviewed facility medical staff, and found the facility listed the detainee twice on the active special diet sheet, once for Kosher and the other for health. ODO reviewed the EDC diet requirements and menus for religious and medical diets and found the detainee's diet met nutritional and caloric requirements. The facility advised ODO the detainee received a Kosher tray for every meal. On September 14, 2022, ODO and facility staff observed the lunch tray served to the detainee and found it met the Kosher diet standards. On the same date, the facility staff spoke with the detainee and ensured he understood the Kosher diet menu.

Medical Care: One detainee stated he never received pain medication prescribed by a facility physician after receiving care for a lump on his left foot.

- Action Taken: ODO interviewed the facility medical provider, reviewed the detainee's medical file, and found the detainee submitted a sick call request for pain in his left foot on August 18, 2022. On August 19, 2022, a physician examined his foot and ordered an X-ray. On August 22, 2022, the physician reviewed the X-ray and noted mild degenerative changes in the foot. On August 23, 2022, the medical provider reviewed the X-ray and sent a notification of diagnostic testing to the detainee. On September 13, 2022, the provider examined the detainee's foot during a follow-up appointment and prescribed pain medication, which the detainee received the same day. Medical staff advised the detainee to submit a sick call request if he felt no decrease in the pain.

Medical Care: One detainee stated he received no response from the medical staff after submitting two sick call requests for his asthma.

- Action Taken: ODO interviewed the facility medical provider, reviewed the detainee's medical file, and found the detainee submitted a sick call request on August 18, 2022. On August 23, 2022, medical staff completed a health appraisal and noted the detainee's history of allergic asthma; however, the detainee reported no incidents in the past year. The provider determined medication was not necessary at this time. On September 11, 2022, the medical provider examined the detainee for headache, sore throat, and congestion during an urgent/emergent walk-in appointment and prescribed acetaminophen and antihistamines. The facility medical staff scheduled a follow-up appointment with the provider for September 21, 2022.

FOLLOW-UP COMPLIANCE INSPECTION FINDINGS

SECURITY AND CONTROL

ENVIRONMENTAL HEALTH AND SAFETY (EHS)

ODO interviewed facility staff, reviewed EDC Policy 8-5, “Control of Hazardous Chemicals and Materials,” toured the facility, and found the facility did not maintain the following deficiencies:

- A running inventory of hazardous (flammable, toxic, or caustic) substances used and stored in the area. Specifically, ODO found no inventory records for Halt Restroom Cleaner, Excelente Multi-Purpose Cleaner, and glass cleaner in the F North Dormitory and Medical Department (**Deficiency EHS-2**⁵);
- Separate inventory records of hazardous substances with entries for each substance logged on a separate card (or equivalent). Specifically, ODO found no inventory records for Halt Restroom Cleaner, Excelente Multi-Purpose Cleaner, and glass cleaner in the F North Dormitory and Medical Department (**Deficiency EHS-3**⁶);
- Hazardous chemical inventory records filed alphabetically by substance (dates, quantities, etc.). Specifically, ODO found no inventory records for Halt Restroom Cleaner, Excelente Multi-Purpose Cleaner, and glass cleaner in the F North Dormitory and Medical Department (**Deficiency EHS-4**⁷); and
- Incomplete inventory records for hazardous substances, before, during, and after each use. Specifically, ODO found no inventory records for Halt Restroom Cleaner, Excelente Multi-Purpose Cleaner, and glass cleaner in the F North Dormitory and Medical Department (**Deficiency EHS-18**⁸).

Conclusion

During this inspection, ODO assessed the facility’s compliance with 18 standards under NDS 2000 and found the facility in compliance with 17 of those standards. ODO found four deficiencies in the remaining one standard. ODO commends facility staff for its responsiveness during this inspection. ODO recommends ERO work with the facility to resolve any deficiencies that remain outstanding in accordance with contractual obligations. ODO has not received the UCAP for ODO’s last inspection of EDC in January 2022.

⁵ “Every area will maintain a running inventory of the hazardous (flammable, toxic, or caustic) substances used and stored in that area. Inventory records will be maintained separately for each substance, with entries for each logged on a separate card (or equivalent). That is, the account keeping will not be chronological, but filed alphabetically, by substance (dates, quantities, etc.).” See ICE NDS 2000, Standard, Environmental Health and Safety, Section (III)(A).

⁶ “Inventory records will be maintained separately for each substance, with entries for each logged on a separate card (or equivalent). That is, the account keeping will not be chronological, but filed alphabetically, by substance (dates, quantities, etc.).” See ICE NDS 2000, Standard, Environmental Health and Safety, Section (III)(A).

⁷ “That is, the account keeping will not be chronological, but filed alphabetically, by substance (dates, quantities, etc.).” See ICE NDS 2000, Standard, Environmental Health and Safety, Section (III)(A).

⁸ “Accountability: Inventory records for a hazardous substance must be kept current before, during, and after each use.” See ICE NDS 2000, Standard, Environmental Health and Safety, Section (III)(E)(4).

Compliance Inspection Results Compared	First FY 2022 (NDS 2000)	Second FY 2022 (NDS 2000)
Standards Reviewed	21/1	18
Deficient Standards	2	1
Overall Number of Deficiencies	5	4
Repeat Deficiencies	0	0
Areas of Concern	0	0
Corrective Actions	0	0
Facility Rating	Superior	N/A