



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

**Office of Detention Oversight
Special Review
2023-003-067**

**Enforcement and Removal Operations
ERO Atlanta Field Office**

**Robert A. Deyton Detention Facility
Lovejoy, Georgia**

February 28-March 2, 2023

**SPECIAL REVIEW
of the
ROBERT A. DEYTON DETENTION FACILITY
Lovejoy, Georgia**

TABLE OF CONTENTS

FACILITY OVERVIEW	4
SPECIAL REVIEW PROCESS	5
FINDINGS BY NATIONAL DETENTION STANDARDS 2019 MAJOR CATEGORIES	6
DETAINEE RELATIONS	7
SPECIAL REVIEW FINDINGS	7
SAFETY	7
ENVIRONMENTAL HEALTH AND SAFETY	7
SECURITY	7
SEXUAL ABUSE AND ASSAULT PREVENTION AND INTERVENTION	7
CARE	8
FOOD SERVICE	8
CONCLUSION	8

SPECIAL REVIEW TEAM MEMBERS



Acting Team Lead
Senior Inspections and Compliance Specialist
Contractor
Contractor

ODO
ODO
Creative Corrections
Creative Corrections

FACILITY OVERVIEW

The U.S. Immigration and Customs Enforcement (ICE) Office of Professional Responsibility (OPR) Office of Detention Oversight (ODO) conducted a special review of the Robert A. Deyton Detention Facility (RADDF) in Lovejoy, Georgia, from February 28 to March 2, 2023.¹ The facility opened in 2007 and is owned by Clayton County and operated by The GEO Group, Inc. (GEO). The ICE Office of Enforcement and Removal Operations (ERO) began housing detainees at RADDF in 2018 under the oversight of ERO’s Field Office Director in Atlanta (ERO Atlanta). ICE is an authorized user of this facility under a United States Marshals Service intergovernmental agreement contract, which does not specify an ICE National Detention Standard (NDS), and ODO inspected to the NDS listed on the ERO Facility List as of January 9, 2023. RADDF was inspected against NDS 2019, and ODO’s assigned rating is for ERO’s informational purposes only.

ERO has not assigned deportation officers (DO) to the facility; however, DOs conduct scheduled visits twice per week from 9:00 am to 3:00 pm. A facility administrator handles daily operations and manages █████ support personnel. GEO provides food services and medical care, and Keefe Commissary provides commissary services at the facility. The facility was accredited by the American Correctional Association in January 2019 and the National Commission on Correctional Health Care in June 2020. In June 2020, RADDF was audited for the Department of Justice (DOJ) Prison Rape Elimination Act (PREA) and was DOJ PREA certified.

Capacity and Population Statistics	Quantity
ICE Bed Capacity ²	████
Average ICE Population ³	████
Adult Male Population (as of February 28, 2023)	████
Adult Female Population (as of February 28, 2023)	████

During its last full inspection, in Fiscal Year (FY) 2022, ODO found 18 deficiencies in the following areas: Admission and Release (3); Custody Classification (7); Funds and Personal Property (3); and Correspondence and Other Mail (5).

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

² Data Source: ERO Facility List as of February 21, 2023.

³ *Ibid.*

⁴ Despite a zero population count during the inspection RADDF has an active contract to house ICE detainees and an FY 2022 average daily population of three detainees, which met ODO’s requirement for a special review.

COMPLIANCE INSPECTION PROCESS

ODO conducts oversight inspections of ICE detention facilities with an average daily population (ADP) of 10 or more detainees, and where detainees are housed for over 72 hours, to assess compliance with ICE NDS. These inspections focus on facility compliance with detention standards that directly affect detainee life, health, safety, and well-being.⁵

ODO identifies violations of ICE detention standards, ICE policies, or operational procedures as “deficiencies.” ODO highlights instances in which the facility resolves deficiencies prior to completion of the ODO inspection. Where applicable, these corrective actions are annotated with “C” under the *Special Review Findings* section of this report.

In fiscal year (FY) 2022, ODO began conducting special reviews of under 72-hour ICE detention facilities with an ADP of 1 or more detainees and over 72-hour ICE detention facilities with an ADP of 1 to 9 detainees. Additionally, ODO began conducting unannounced inspections of ICE detention facilities, regardless of ADP of detainees, as well as reviews of ICE special/emerging detention facilities/programs. As such, these facility inspections will result in an ODO Inspection Compliance Rating; however, for facilities that are not contractually obligated to an ICE NDS, those ratings will be for ERO’s informational purposes. ODO will conduct a complete review of several core standards, in accordance with the facility’s contractually required ICE NDS or in accordance with the ICE NDS listed in the current ERO Facility List Report for facilities that are not contractually obligated to an ICE NDS, which include but are not limited to Medical Care/Health Care, Medical Care (Women)/Health Care (Females), Suicide Prevention and Intervention, Hunger Strikes, Food Service, Environmental Health and Safety, Special Management Units (SMU) or Hold Rooms if the facility does not have an SMU, Use of Force and Restraints/Use of Physical Control Measures and Restraints, and Sexual Abuse and Assault Prevention and Intervention.

Upon completion of each special review or unannounced inspection, ODO conducts a closeout briefing with facility and local ERO officials to discuss preliminary findings. A summary of these findings is shared with ERO management officials. Thereafter, ODO provides ICE leadership with a final compliance inspection report to: (i) assist ERO in developing and initiating corrective action plans; and (ii) provide senior executives with an independent assessment of facility operations. ODO’s findings inform ICE executive management in its decision-making to better allocate resources across the agency’s entire detention inventory.

⁵ ODO reviews the facility’s compliance with selected standards in their entirety.

FINDINGS BY NATIONAL DETENTION STANDARDS 2019 MAJOR CATEGORIES

NDS 2019 Standards Inspected ⁶	Deficiencies
Part 1 - Safety	
Environmental Health and Safety	1
Sub-Total	1
Part 2 - Security	
Hold Rooms in Detention Facilities	0
Use of Force and Restraints	0
Sexual Abuse and Assault Prevention and Intervention	3
Sub-Total	3
Part 3 - Order	
Disciplinary System	0
Sub-Total	0
Part 4 - Care	
Food Service	1
Medical Care	0
Significant Self-Harm and Suicide Prevention and Intervention	0
Terminal Illness and Death	0
Sub-Total	1
Part 6 - Justice	
Detainee Handbook	0
Sub-Total	0
Total Deficiencies	5

⁶ For greater detail on ODO's findings, see the *Special Review Findings* section of this report.

DETAINEE RELATIONS

ODO conducted no interviews due to a facility ICE detainee population count of zero during this inspection. Despite the facility housing no detainees during the inspection, the facility maintains an active contract to house ICE detainees and had an FY 2022 ADP of three, meeting the ODO requirement for special reviews.

COMPLIANCE INSPECTION FINDINGS

SAFETY

ENVIRONMENTAL HEALTH AND SAFETY (EHS)

ODO interviewed the fire and safety manager, toured housing unit B5, and found in four out of four shower areas, chipped, discolored, stained and painted/epoxied floors, and soap scum on shower fixtures (**Deficiency EHS-64⁷**).

SECURITY

SEXUAL ABUSE AND ASSAULT PREVENTION AND INTERVENTION (SAAPI)

ODO observed the facility intake area and found facility staff did not provide detainees with the correct name of the program coordinator nor a designated staff member for the SAAPI program (**Deficiency SAAPI-48⁸**).

ODO toured one housing unit and found facility staff did not provide the name of the facility prevention of sexual assault compliance manager on the SAAPI postings (**Deficiency SAAPI-52⁹**).

ODO interviewed the facility and ERO Atlanta staff and found the facility did not prepare the SAAPI annual negative report for FY 2022 (**Deficiency SAAPI-161¹⁰**).

Corrective Action: Prior to the completion of the inspection, the facility initiated partial corrective action by creating a PREA Compliance Manager Checklist to include sending

⁷ “General: Facility cleanliness and sanitation shall be maintained. All surfaces, fixtures, and equipment shall be kept clean and in good repair.” See ICE NDS 2019, Standard, Environmental Health and Safety, Section (II)(I)(2).

⁸ “The facility shall provide detainees with the name of the program coordinator or designated staff member and information on how to contact him or her.” See ICE NDS 2019, Standard, Sexual Abuse and Assault Prevention and Intervention, Section (II)(F)(1).

⁹ “The facility shall post with this notice the name of the facility PSA Compliance Manager and information about local organizations that can assist detainees who have been victims of sexual abuse and assault, including mailing addresses and telephone numbers (including toll-free hotline numbers where available).” See ICE NDS 2019, Standard, Sexual Abuse and Assault Prevention and Intervention, Section (II)(F)(3).

¹⁰ “If the facility has not had any reports of sexual abuse and assault during the annual reporting period, then the facility shall prepare a negative report.” See ICE NDS 2019, Standard, Sexual Abuse and Assault Prevention and Intervention, Section (II)(M)(5).

an annual negative report (C-1).

CARE

FOOD SERVICE (FS)

ODO inspected the FS cooler and noted a temperature of 43 degrees F, which is above the maximum temperature to meet sanitary guidelines for refrigerated foods (**Deficiency FS-19¹¹**). **This is a priority component.**

CONCLUSION

During this special review, ODO assessed the facility's compliance with 10 standards under NDS 2019 and found the facility in compliance with 7 of those standards. ODO found five deficiencies in the remaining three standards. Since RADDF's last full inspection in January 2022, the facility has demonstrated improved overall compliance with the NDS 2019; however, ODO notes the inspection in January 2022 was a full compliance inspection and this was a special review.¹² RADDF went from 4 deficient standards and 18 deficiencies in January 2022 to 3 deficient standards and 5 deficiencies during this most recent inspection. ODO did not review the SA-API standard during the January 2022 inspection as it was not an FY 2022 core standard, and this standard accounted for three out of five deficiencies found during this most recent inspection. The facility's improved performance was likely a result of completing a uniform corrective action plan for ODO's last inspection of RADDF in August 2022. ODO recommends ERO continue to work with the facility to resolve the remaining deficiencies in accordance with contractual obligations.

Compliance Inspection Results Compared	FY 2022 Full Inspection NDS 2019	FY 2023 Special Review NDS 2019
Standards Reviewed	19	10
Deficient Standards	4	3
Overall Number of Deficiencies	18	5
Priority Component Deficiencies	N/A	1
Repeat Deficiencies	2	0
Areas Of Concern	1	0
Corrective Actions	0	1
Facility Rating	Superior	Good

¹¹ "The following procedures apply to the display, service, and transportation of food to mainline and satellite food service areas:

- a. Food is fit for consumption and appropriately presented;
- b. Sanitary guidelines are observed, with hot foods maintained at a temperature of at least 135 degrees F and foods that require refrigeration maintained at 41 degrees F or below."

See ICE NDS 2019, Standard, Food Service, Section (II)(C)(2)(b).

¹² RADDFs FY 2021 ADP was 12, which is why ODO conducted a full and a follow-up inspection of RADDF in FY 2022. Their FY 2022 ADP was three, which is why ODO conducted a special review in FY 2023.