



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
Compliance Inspection**

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

**Wyatt Detention Facility
Central Falls, Rhode Island**

October 26-29, 2020

**COMPLIANCE INSPECTION
of the
WYATT DETENTION FACILITY
Central Falls, Rhode Island**

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COMPLIANCE INSPECTION TEAM MEMBERS

[REDACTED]	Team Lead	ODO
[REDACTED]	Inspections and Compliance Specialist	ODO
[REDACTED]	Inspections and Compliance Specialist	ODO
[REDACTED]	Contractor	Creative Corrections

FACILITY OVERVIEW

The U.S. Immigration and Customs Enforcement (ICE) Office of Professional Responsibility (OPR) Office of Detention Oversight (ODO) conducted a compliance inspection of the Wyatt Detention Facility (WDF) in Central Falls, Rhode Island, from October 26-29, 2020.¹ The facility opened in 1993 and is owned and operated by the Central Falls Detention Facility Cooperation. The ICE Office of Enforcement and Removal Operations (ERO) began housing detainees at WDF in March 2019 under the oversight of ERO's Field Office Director in Boston (ERO Boston). The facility operates under the National Detention Standards (NDS) 2019.

ERO has assigned deportation officers to the facility. A warden handles daily facility operations and is supported by [REDACTED] personnel. Aramark provides food and commissary services. WDF does not contract with a single specific health care provider but instead maintains individual contracts with medical staff. The facility was accredited by the American Correctional Association in February 2018 and was certified as a U.S. Department of Justice Prison Rape Elimination Act facility in October 2017.

Capacity and Population Statistics	Quantity
ICE Detainee Bed Capacity ²	48
Average ICE Detainee Population ³	[REDACTED]
Male Detainee Population (as of 10/26/2020)	[REDACTED]
Female Detainee Population (as of 10/26/2020)	N/A

During its last inspection, in Fiscal Year (FY) 2019, ODO found 15 deficiencies in the following areas: Access to Legal Materials (3), Admission and Release (4), Detainee Grievance Procedures (1), Visitation (1), Environmental Health and Safety (1), Food Service (2), Medical Care (2), and Use of Force (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 dated September 28, 2020.

³ *Ibid.*

COMPLIANCE INSPECTION PROCESS

ODO conducts oversight inspections of ICE detention facilities with an average daily population greater than ten, 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.⁴

ODO identifies violations of ICE detention standards, ICE policies, or operational procedures as “deficiencies.” ODO also 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 *Compliance Inspection Findings* section of this report.

Upon completion of each 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 their decision-making to better allocate resources across the agency’s entire detention inventory.

ODO was unable to conduct an on-site inspection of this facility, as a result of the COVID-19 pandemic, and instead, conducted a remote inspection of the facility. During this remote inspection, ODO interviewed facility staff, ERO field office staff, and detainees, reviewed files and detention records, and was able to assess compliance for at least 90 percent or more of the ICE national detention standards reviewed during the inspection.

⁴ ODO reviews the facility’s compliance with selected standards in their entirety.

FINDINGS BY NATIONAL DETENTION STANDARDS 2019 MAJOR CATEGORIES

NDS 2019 Standards Inspected ⁵	Deficiencies
Part 1 – Safety	
Environmental Health and Safety	0
Sub-Total	0
Part 2 – Security	
Admission and Release	1
Custody Classification System	0
Facility Security and Control	0
Funds and Personal Property	2
Use of Force and Restraints	1
Special Management Units	0
Staff-Detainee Communication	0
Sexual Abuse and Assault Prevention and Intervention	0
Sub-Total	4
Part 4 – Care	
Food Service	0
Hunger Strikes	0
Medical Care	0
Significant Self-harm and Suicide Prevention and Intervention	0
Disability Identification, Assessment, and Accommodation	0
Sub-Total	0
Part 5 – Activities	
Religious Practices	0
Telephone Access	0
Sub-Total	0
Part 6 – Justice	
Grievance Systems	0
Law Libraries and Legal Material	0
Sub-Total	0
Total Deficiencies	4

⁵ For greater detail on ODO's findings, see the *Compliance Inspection* section of this report.

DETAINEE RELATIONS

ODO interviewed 12 detainees, who each voluntarily agreed to participate. None of the detainees made allegations of discrimination, mistreatment, or abuse. Most detainees reported satisfaction with facility services except for the concerns listed below. ODO conducted detainee interviews via video teleconference and by telephone.

Medical Care: Two detainees stated they requested to see a dentist months ago for problems with their teeth and to have a dental cleaning. Both detainees claimed their medical requests had gone unanswered.

- Action Taken: ODO reviewed the detainees' medical records and interviewed the facility health service administrator. One detainee submitted a sick call request on May 13, 2020, complaining of dental issues. On the same day, his dental problems were addressed; however, no dental issues were identified. Additionally, ODO reviewed all of the detainee's medical kiosk requests noting no requests to see the dentist were submitted by the detainee.

The second detainee was seen by the facility dentist on July 24, 2020, which was the only time the detainee was seen regarding his concern about not receiving a dental cleaning after submitting a request. Although the same detainee did not present any dental issues, he still needed a dental cleaning. Due to the COV-19 pandemic, no detainees were receiving dental cleanings.

Food Service: Nine out of twelve detainees alleged the meals served were repetitive and the portions were small.

- Action Taken: ODO reviewed the menus provided for all meals to include Kosher, Halal, Common Fare, Medical, and Vegetarian diets. All menus were approved by a registered dietician as meeting the required nutritional standards and provided well-balanced meals. In addition, the menus reviewed did not indicate repetitive meals, all menus demonstrated a variety of entrees provided to the detainees, and no grievances were submitted regarding repetitive meals served by the facility staff. Photos provided did not show small portions but revealed nutritionally balanced meals were prepared and presented in a sanitary and hygienic manner.

Telephone Access: Five out of twelve detainees alleged the telephones in one of the housing units did not work properly and often cut calls off in the middle of a conversation.

- Action Taken: ODO reviewed the facility's housing unit checklists from September 27- October 11, 2020, and ICE Telephone Liaison Checklists from July 1-October 7-15, 2020, and found telephones were documented as operational with no specific problems. The facility's compliance captain also issued a memo stating Global Tel Link responds to the facility two to three times a week for telephone issues and inspects every housing unit's telephones at least once a week. On October 28, 2020, the facility information technology coordinator re-inspected all detainee telephones in multiple housing units and did not find any telephone connection problems. Additionally, ODO did not find any filed grievances in the past year alleging problems with the housing unit telephones.

COMPLIANCE INSPECTION FINDINGS

SECURITY

ADMISSION AND RELEASE (A&R)

ODO reviewed 17 detainee files and found 3 out of 17 were missing, incomplete, or inaccurate Orders to Detain forms (Form I-203) (**Deficiency A&R-1⁶**).

FUNDS AND PERSONAL PROPERTY (F&PP)

ODO reviewed ten detainee files and found five out of ten files had no documentation with detainee signatures verifying the return of funds and personal property (**Deficiency F&PP-1⁷**).

ODO reviewed the facility's detainee handbook and found the handbook did not inform detainees of the procedures for claiming personal property upon release, transfer, or removal from the facility (**Deficiency F&PP-2⁸**)

USE OF FORCE AND RESTRAINTS (UOF&R)

ODO reviewed two calculated UOF video recordings from the previous 12 months and found in one out of two video recordings, team members were introduced wearing their [REDACTED] covering their face and head during the team's introduction instead of [REDACTED] (**Deficiency UOF&R-1⁹**).

⁶ "Official documentation from ICE/ERO (e.g. Form I-203, I-203a, or I-216) shall accompany each newly arriving detainee." *See ICE NDS 2019, Standard, Admission and Release, Section (II)(F).*

⁷ "After a property check, the detainee will then sign a receipt for the property, indicating his or her receipt of all funds and personal property due him or her." *See ICE NDS 2019, Standard, Funds and Personal Property, Section (II)(E).*

⁸ "The facility handbook shall notify detainees of facility policies and procedures concerning personal property, including...4. The procedures for claiming property upon release, transfer, or removal." *See ICE NDS 2019, Standard, Funds and Personal Property, Section (II)(H)(4).*

⁹ "Calculated use-of-force video recording will include the following: a) Introduction by Team Leader, stating facility name, location, time, date, etc; describing the incident that led to the calculated use of force; naming each team member and showing his or her face briefly, as well as naming the video camera operator, and other staff present. b) Faces of all team members briefly appear ([REDACTED])" *See ICE NDS 2019, Standard, Use of Force and Restraints, Section (II)(B)(2)(b)(1)(a-b).*

CONCLUSION

During this inspection, ODO assessed the facility's compliance with 18 standards under NDS 2019 and found the facility in compliance with 15 of those standards. ODO found 4 deficiencies in the remaining 3 standards.

Compliance Inspection Results Compared	FY 2020 (NDS 2000)	FY 2021 (NDS 2019)
Standards Reviewed	17	18
Deficient Standards	8	3
Overall Number of Deficiencies	15	4
Repeat Deficiencies	0	0
Corrective Actions	9	0