



U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement
Office of Professional Responsibility
ICE Inspections
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**Office of Detention Oversight
Follow-Up Compliance Inspection**

**Enforcement and Removal Operations
ERO San Francisco Field Office**

**Yuba County Jail
Marysville, California**

September 12-14, 2022

FOLLOW-UP COMPLIANCE INSPECTION
of the
YUBA COUNTY JAIL
Marysville, California

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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 Yuba County Jail (YCJ) in Marysville, California, from September 12 to 14, 2022.¹ This inspection focused on the standards found deficient during ODO’s last inspection of YCJ from March 14 to 17, 2022. The facility opened in 1962 and is owned by Yuba County and operated by the Yuba County Sheriff’s Office. The ICE Office of Enforcement and Removal Operations (ERO) began housing detainees at YCJ in 1994 under the oversight of ERO’s Field Office Director in San Francisco (ERO San Francisco). The facility operates under the National Detention Standards (NDS) 2019.

ERO has assigned a detention standards compliance officer to the facility. A YCJ captain handles daily facility operations and manages [REDACTED] support personnel. YCJ provides food and commissary services, and WellPath provides medical care at the facility. The facility does not hold any accreditations from any outside entities.

Capacity and Population Statistics	Quantity
ICE Bed Capacity ²	[REDACTED]
Average ICE Population ³	[REDACTED]
Adult Male Population (as of September 12, 2022)	[REDACTED]
Adult Female Population (as of September 12, 2022)	[REDACTED]

During its last inspection, in Fiscal Year (FY) 2022, ODO found two deficiencies in the following area: Environmental Health and Safety (2).

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

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

³ *Ibid.*

⁴ Per the ERO Facility List of September 6, 2022, YCJ had an FY 2021 average daily population (ADP) of 13 ICE detainees, which met ODO’s requirement for biannual inspections and ODO scheduled YCJ for 2 inspections in FY 2022.

FOLLOW-UP COMPLIANCE INSPECTION PROCESS

ODO conducts oversight inspections of ICE detention facilities with an ADP 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 2019 MAJOR CATEGORIES

NDS 2019 Standards Inspected ^{5,6}	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	1
Funds and Personal Property	1
Use of Force and Restraints	0
Special Management Unit	0
Staff-Detainee Communication	0
Sub-Total	3
Part 4 - Care	
Food Service	0
Hunger Strikes	0
Medical Care	0
Significant Self-Harm and Suicide Prevention and Intervention	0
Sub-Total	0
Part 5 - Activities	
Telephone Access	0
Sub-Total	0
Part 6 - Justice	
Grievance System	0
Sub-Total	0
Total Deficiencies	3

⁵ For greater detail on ODO's findings, see the *Follow-up Inspection Findings* section of this report.

⁶ Beginning in FY 2022, ODO instituted a process of rotating all standards on a 3-year basis. As a result, some standard components may not be present in all standards.

DETAINEE RELATIONS

ODO interviewed three 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 concern listed below.

Food Service: One detainee stated his need to buy additional food at the commissary because the facility served small food portions and he is frustrated with no available commissary at YCJ.

- Action Taken: ODO reviewed the detainee's detention file, interviewed facility staff, and found YCJ accepts commissary orders once per week. The YCJ commissary processes and delivers orders to the detainees within the same week. ODO confirmed the detainee arrived at YCJ on August 31, 2022, and was not able to place a commissary order during the week of September 5, 2022. A YCJ captain confirmed commissary services were not available for 1 week due to a commissary staffing shortage. ODO reviewed the facility's staffing plan and found no staffing concerns. The captain stated the facility filled all vacancies with overtime hours by staff to maintain adequate staffing levels. ODO confirmed the detainee placed an order when the commissary resumed operations on September 12, 2022, and received his order the following day. ODO also reviewed YCJ's food service preparation and observed meal distribution and found meals were pre-portioned and met or exceeded the minimum daily allowances.

Additionally, ODO reviewed the facility's food service operation and found a registered dietitian certified the facilities menus to meet or exceed all recommended daily allowances. The food service department uses pre-portioned meat items and a scooping and plating process to ensure required 2 ounce (oz), 3 oz, or 4 oz portions are served on every plate. ODO observed the facility's meal service and found the food service staff served food portions in accordance with the nutritionist certified menus.

FOLLOW-UP COMPLIANCE INSPECTION FINDINGS

SECURITY

ADMISSION AND RELEASE (AR)

ODO reviewed seven released detainee detention files, interviewed facility staff, and found in one out of seven files, YCJ staff did not complete all required procedures before releasing a detainee. Specifically, the file did not contain documentation that staff returned the detainee's personal property before release (**Deficiency AR-287**).

⁷ "Staff must complete certain procedures before any detainee's release, removal, or transfer from the facility. Necessary steps include completing and processing forms and returning personal property." See ICE NDS 2019, Standard, Admission and Release, Section (II)(J).

FACILITY SECURITY AND CONTROL (FSC)

ODO observed YCJ's perimeter security check, interviewed staff, and found facility staff permitted known food service delivery drivers access to the facility kitchen area without first conducting an identity document check (**Deficiency FSC-15⁸**).

FUNDS AND PERSONAL PROPERTY (FPP)

ODO reviewed seven released detainee detention files, interviewed facility staff, and found in one out of seven files, the detainee did not sign a property receipt indicating the receipt of all funds and personal property due to a detainee upon their release from the facility (**Deficiency FPP-24⁹**).

CONCLUSION

During this inspection, ODO assessed the facility's compliance with 14 standards under NDS 2019 and found the facility in compliance with 11 of those standards. ODO found three deficiencies in the remaining three standards. ODO commends facility staff for their responsiveness during this inspection. ODO recommends ERO San Francisco work with the facility to resolve any deficiencies that remain outstanding in accordance with contractual obligations. ERO provided ODO with the UCAP for ODO's last inspection of YCJ on March 14, 2022.

Compliance Inspection Results Compared	First FY 2022 (NDS 2019)	Second FY 2022 (NDS 2019)
Standards Reviewed	18	14
Deficient Standards	1	3
Overall Number of Deficiencies	2	3
Repeat Deficiencies	0	0
Areas Of Concern	3	0
Corrective Actions	0	0
Facility Rating	Superior	N/A

⁸ "The officer assigned to this post shall check the identification documents of every visitor, employee, and other person entering or leaving the facility (See Standard 5.5 'Visitation.')." See ICE NDS 2019, Standard, Facility Security and Control, Section (II)(C)(1).

⁹ "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).