ICE Detention Standards Compliance Review

Houston Contract Detention Facility

February 3-5, 2009

REPORT DATE – February 10, 2009

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

[redacted] b6, Executive Vice President
Creative Corrections
6415 Calder, Suite B
Beaumont, TX 77706

[redacted] b6 COTR
U.S. Immigration and Customs Enforcement
Detention Standards Compliance Unit
500 12th Street, SW
Washington, DC 20536

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AILA InfoNet Doc. No. 09111761. (Posted 11/17/09)

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February 10, 2009

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

FROM: [redacted] b6, b7c
Reviewer-In-Charge

SUBJECT: Houston Contract Detention Facility
Annual Detention Review

Creative Corrections conducted an Annual Detention Review (ADR) of the Houston Contract Detention Facility (HCDF), operated by Corrections Corporation of America for ICE, located in Houston, Texas, on February 3-5, 2009. As noted on the attached documents, the team of Subject Matter Experts included [redacted] b6, b7c, Security; [redacted] b6, Health Services; [redacted] b6, Environmental Health and Safety, and [redacted] b6, Food Services.

A closeout meeting was conducted on February 5, 2009, with Warden [redacted] b6, b7c, and a number of department heads and supervisors. ICE staff in attendance included [redacted] b6, b7c Field Office Director, and [redacted] b6, b7c, Assistant Field Office Director. The closeout included a discussion of all aspects of this review.

Type of Review

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

Review Summary

The HCDF is accredited by the National Commission on Correctional Health Care, the American Correctional Association, and the Joint Commission on Accreditation of Healthcare Organizations.

Standards Compliance

The following statistical information provides a direct comparison of the 2008 ADR and this ADR conducted for 2009.

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February 2008 Review		February 2009 Review	
Compliant	37	Compliant	37
Deficient	0	Deficient	0
At-Risk	0	At-Risk	0
Not-Applicable	1	Not-Applicable	1

Recommended Rating and Justification

It is the RIC recommendation that the facility receive a rating of "Good."

RIC Assurance Statement

All findings of this review have been documented on the Detention Review Worksheet and are supported by the written documentation contained in the review file.

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Department Of Homeland Security
Immigration and Customs Enforcement

Detention Facility Inspection Form
Facilities Used Over 72 hours

A. Type of Facility Reviewed

- ☐ ICE Service Processing Center
- ☒ ICE Contract Detention Facility
- ☐ ~~ICE Intergovernmental Service Agreement~~

B. Current Inspection

Type of Inspection
☐ Field Office ☒ HQ Inspection

Date[s] of Facility Review
February 3-5, 2009

C. Previous/Most Recent Facility Review

Date[s] of Last Facility Review
February 5-7, 2008

Previous Rating
☐ Superior ☐ Good ☒ Acceptable ☐ Deficient ☐ At-Risk

D. Name and Location of Facility

Name
Houston Contract Detention Facility

Address (Street and Name)
15850 Export Plaza Drive

City, State and Zip Code
Houston, Texas 77032

County
Harris

Name and Title of Chief Executive Officer (Warden/OIC/Supt.)
[redacted] b6, b7c **Warden**

Telephone # (Include Area Code)
281 [redacted] b6, b7c

Field Office / Sub-Office (List Office with oversight responsibilities)
Houston, Texas

Distance from Field Office
8 Miles

E. ICE Information

Name of Inspector (Last Name, Title and Duty Station)
[redacted] b6, b7c **/ RIC / Creative Corrections**

Name of Team Member / Title / Duty Location
[redacted] b6, b7c **/ SME / Security**

Name of Team Member / Title / Duty Location
[redacted] b6 **/ SME / Medical**

Name of Team Member / Title / Duty Location
[redacted] b6 **/ SME / Food Service**

Name of Team Member / Title / Duty Location
[redacted] b6 **/ SME / Environmental Health and Safety**

F. CDF/IGSA Information Only

Contract Number	Date of Contract or IGSA
ACD-3-C-0015	**October 1, 2003**

Basic Rates per Man-Day
$89.65

Other Charges: (If None, Indicate N/A)

Estimated Man-days Per Year:
331,230

G. Accreditation Certificates

List all State or National Accreditation[s] received:

ACA, JCAHO, NCCHC

☐ 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
April 1984

Date Last Remodeled or Upgraded
July 2005

Date New Construction / Bed space Added
July 2005

Future Construction Planned
☒ Yes ☐ No Date: **No date set**

Current Bed space	Future Bed space (# New Beds only)
905	Number: **595** Date: **No date set**

J. Total Facility Population

Total Facility Intake for previous 12 months
19,202

Total ICE Man-days for Previous 12 months
331,708

K. Classification Level (ICE SPCs and CDFs Only)

	L-1	L-2	L-3
Adult Male	529	130	74
Adult Female	116	11	2

L. Facility Capacity

	Rated	Operational	Emergency
Adult Male	740	740	740
Adult Female	165	165	165

☐ **Facility holds Juveniles Offenders 16 and older as Adults**

M. Average Daily Population

	ICE	USMS	Other
Adult Male	765.2	0	0
Adult Female	165	0	0

N. Facility Staffing Level

Security:	Support:
[redacted] b2High	

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Form G-324A SIS (Rev. 7/9/07)

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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.

Incidents	*Description*	Jan – Mar	Apr – Jun	Jul – Sept	Oct – Dec
Assault: Offenders on Offenders[1]	Types (Sexual[2], Physical, etc.)	P	P	P	P
	With Weapon	0	0	0	0
	Without Weapon	8	15	3	7
Assault: Detainee on Staff	Types (Sexual Physical, etc.)	P	P	P	P
	With Weapon	0	0	0	0
	Without Weapon	0	1	0	1
Number of Forced Moves, incl. Forced Cell moves[3]		0	0	0	0
Disturbances[4]		0	0	0	0
Number of Times Chemical Agents Used		1	4	2	1
Number of Times Special Reaction Team Deployed/Used		0	0	0	0
# Times Four/Five Point Restraints applied/used	Number/Reason (M=Medical, V=Violent Behavior, O=Other)	N/A	N/A	N/A	N/A
	Type (C=Chair, B=Bed, BB=Board, O=Other)	N/A	N/A	N/A	N/A
Offender / Detainee Medical Referrals as a result of injuries sustained.		3	4	1	0
Escapes	Attempted	0	0	0	0
	Actual	0	0	0	0
Grievances:	# Received	2	5	5	8
	# Resolved in favor of Offender/Detainee	0	0	1	2
Deaths	Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other)	N/A	N/A	N/A	N/A
	Number	0	0	0	0
Psychiatric / Medical Referrals	# Medical Cases referred for Outside Care	57	55	68	36
	# Psychiatric Cases referred for Outside Care	2	2	4	3

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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DHS/ICE Detention Standards Review Summary Report 1. Acceptable 2. Deficient 3. At Risk 4. Repeat Finding 5.Not Applicable	1.	2.	3.	4.	5.
Legal Access Standards					
1. Access to Legal Materials	☒	☐	☐	☐	
2. Group Presentations on Legal Rights	☒	☐	☐	☐	
3. Visitation	☒	☐	☐	☐	
4. Telephone Access	☒	☐	☐	☐	
Detainee Services					
5. Admission and Release	☒	☐	☐	☐	
6. Classification System	☒	☐	☐	☐	
7. Correspondence and Other Mail	☒	☐	☐	☐	
8. Detainee Handbook	☒	☐	☐	☐	
9. Food Service	☒	☐	☐	☐	
10. Funds and Personal Property	☒	☐	☐	☐	☐
11. Detainee Grievance Procedures	☒	☐	☐	☐	
12. Issuance and Exchange of Clothing, Bedding, and Towels	☒	☐	☐	☐	
13. Marriage Requests	☒	☐	☐	☐	☐
14. Non-Medical Emergency Escorted Trip	☐	☐	☐	☐	☒
15. Recreation	☒	☐	☐	☐	
16. Religious Practices	☒	☐	☐	☐	
17. Voluntary Work Program	☒	☐	☐	☐	☐
Health Services					
18. Hunger Strikes	☒	☐	☐	☐	
19. Medical Care	☒	☐	☐	☐	
20. Suicide Prevention and Intervention	☒	☐	☐	☐	
21. Terminal Illness, Advanced Directives and Death	☒	☐	☐	☐	
Security and Control					
22. Contraband	☒	☐	☐	☐	
23. Detention Files	☒	☐	☐	☐	☐
24. Disciplinary Policy	☒	☐	☐	☐	
25. Emergency Plans	☒	☐	☐	☐	
26. Environmental Health and Safety	☒	☐	☐	☐	
27. Hold Rooms in Detention Facilities	☒	☐	☐	☐	
28. Key and Lock Control	☒	☐	☐	☐	
29. Population Counts	☒	☐	☐	☐	
30. Post Orders	☒	☐	☐	☐	
31. Security Inspections	☒	☐	☐	☐	
32. Special Management Units (Administrative Segregation)	☒	☐	☐	☐	
33. Special Management Units (Disciplinary Segregation)	☒	☐	☐	☐	
34. Tool Control	☒	☐	☐	☐	
35. Transportation (Land management)	☒	☐	☐	☐	☐
36. Use of Force	☒	☐	☐	☐	
37. Staff / Detainee Communication (Added August 2003)	☒	☐	☐	☐	
38. Detainee Transfer (Added September 2004)	☒	☐	☐	☐	

All findings (Deficient and At-Risk) require written comment describing the finding and what is necessary to meet compliance.

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RIC Review Assurance Statement

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*
b6, b7c	b6, b7c b6, b7c for
Title & Duty Location	Date
RIC, Creative Corrections	February 5, 2009

Team Members	
Print Name, Title, & Duty Location	Print Name, Title, & Duty Location
b6, b7c SME, Security	b6, SME, Medical
Print Name, Title, & Duty Location	Print Name, Title, & Duty Location
b6 SME, Food Service	b6 SME, Environmental Health and Safety

Recommended Rating:

- ☐ **Superior**
- ☒ **Good**
- ☐ **Acceptable**
- ☐ **Deficient**
- ☐ **At-Risk**

Comments: This facility maintains a very high level of sanitation. Housing pods were clean and uncluttered, and detainees behaved in an orderly manner. All written policies and procedures are in compliance with ICE Detention Standards.

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