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# ICE Detention Standards Compliance Review

Houston Contract Detention Facility

February 5 – 7, 2008

**REPORT DATE – February 8, 2008**



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

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Executive Vice President

Creative Corrections  
6415 Calder, Suite B  
Beaumont, TX 77706

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COTR

U.S. Immigration and Customs Enforcement  
Detention Standards Compliance Unit  
801 I Street NW  
Washington, DC 20536

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February 8, 2008

MEMORANDUM FOR: John P. Torres, Director  
Office of Detention and Removal

FROM:

[REDACTED] b6,b7c

[REDACTED] b6,b7c

Reviewer-In-Charge  
Creative Corrections

SUBJECT: Houston Contract Detention Facility  
Annual Detention Review

Creative Corrections conducted the Annual Detention Review (ADR) of the Houston Contract Detention Facility, located in Houston, Texas, on February 5-7, 2008. The facility is an ICE Contract Detention Facility (CDF) operated by the Corrections Corporation of American for housing adult male and female ICE detainees for Over 72 hours. As noted on the attached documents, my team of Subject Matter Experts (SME) included: [REDACTED] b6 SME for Health Services; [REDACTED] b6,b7c SME for Safety; [REDACTED] b6, SME for Food Service; and [REDACTED] b6,b7c SME for Security. A final review closeout was conducted with Warden [REDACTED] b6,b7c, and [REDACTED] b6,b7c Associate Warden, during which all deficiencies, concerns, and recommendation were discussed. Following the private close-out an out briefing was held for facility staff. Thirty six staff attended including the facility executive staff, department heads, the Field Office Director from the Houston Field Office, [REDACTED] b6,b7c and his Assistant Field Office Director, [REDACTED] b6,b7c. During the out briefing the team's observations, recommendations and deficiencies were again cited.

**Life Safety Findings**

There were no life safety findings at the Houston Contract Detention Facility that posed an immediate danger for detainees.

**Type of Review:**

This review is a scheduled Detention Standard Review to determine general compliance with established ICE National Detention Standards.

**Review Summary:**

The facility began operation in April 1984 and is accredited by the American Correctional Association (ACA), the National Commission on Correctional Health Care (NCCHC) and the Joint Commission on the Accreditation of Healthcare Organizations (JCAHO).

### Standards Compliance:

The following information summarizes the standards reviewed and the overall compliance for this review.

<u>February 6-8, 2007,</u>	<u>Review</u>	<u>February 5-7, 2008,</u>	<u>Review</u>
<b>Compliant</b>	<b>38</b>	<b>Compliant</b>	<b>37</b>
<b>Deficient</b>	<b>0</b>	<b>Deficient</b>	<b>0</b>
<b>At-Risk</b>	<b>0</b>	<b>At-Risk</b>	<b>0</b>
<b>Non-Applicable</b>	<b>0</b>	<b>Non-Applicable</b>	<b>1</b>

### RIC Issues and Concerns

#### Perimeter Security

b2High

It was also noted that communication between staff performing the fence inspection and the control center is hampered by the amount of radio traffic on channel one. Currently, the communication is broadcast on facility radios that can be overheard within the facility, including the housing units. This communication has the potential of being overheard by detainees who are then able to access the status of the fence alarm system.

It is recommended that a vulnerability assessment/comprehensive review of the existing perimeter security be conducted to assess the threat posed to the institution and public, based on the existing Perimeter Security Program.

#### Emergency Plans

- Recommend the facility develop an Internal Search Plan as part of the Emergency Contingency Plans.

#### Post Orders

- Recommend the post orders and log books at the fixed posts on the main corridor be secured to prevent detainee access.

#### Tool Control

- Recommend a second person witness the destruction and disposal of worn and broken tools.

### **Counts**

- Recommend the passes issued to detainees for movement within the facility be completed in their entirety, to include the Alien number.

### **Detainee Handbook**

- Recommend the detainee handbook be updated to include the most recent ICE directive referencing the issue and control of disposable razors.

### **Environmental Health and Safety – Related Program Issues**

- Recommend trash receptacles with lids be used within the facility to meet NFC 101.
- Recommend the aftershave which is available for purchase in the detainee commissary be removed and replaced with one that contains no alcohol.
- Recommend the hand sanitizer used throughout the facility be replaced with a type that does not contain alcohol.

### **Food Service**

- Recommend the temperature controlled hot food transportation carts be plugged into electrical outlets before delivery and after arrival in the feeding areas. This will assist in maintaining hot food temperatures.
- Develop capabilities to lock all food transportation carts used for satellite feeding in accordance with ICE Standards.

### **Recommended Rating and Justification**

It is the Reviewer-in-Charge (RIC) recommendation that the facility receive a rating of "Acceptable."

### **RIC Assurance Statement**

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



**DETENTION FACILITY INSPECTION FORM  
FACILITIES USED LONGER THAN 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 5-7, 2008**

**C. Previous/Most Recent Facility Review**

Date[s] of Last Facility Review  
 February 6-8, 2007  
 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**  
 City, State and Zip Code  
**Houston, Texas 77032**  
 County  
**Harris**  
 Name and Title of Chief Executive Officer (Warden)  
 b6,b7c **Warden**  
 Telephone # (Include Area Code)  
**(281) b6,b7c**  
 Field Office / Sub-Office (Office with oversight responsibility)  
**Houston, TX.**  
 Distance from Field Office  
**8 Miles**

**E. Creative Corrections Review Team**

b6,b7c **Reviewer-In-Charge**  
 b6,b7c **Environmental Health and Safety**  
 b6 **Food Service**  
 b6 **Medical**  
 b6,b7c **Security**

**F. CDF/IGSA Information Only**

Contract Number  
 ACD-3-C-0015  
 Date of Contract or IGSA  
 10/01/2003  
 Basic Rates per Man-Day  
 \$89.17  
 Other Charges: (If None, Indicate N/A)  
 \$1.87; \$.95; \$794.80; 22.73; \$1.00  
 Estimated Man-days per Year  
 247,835

**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 specific date, plans are being drawn.  
 Current Bed Space  
 905  
 Future Bed Space (# New Beds only)  
 Number: **595+** Date: **No firm date.**

**J. Total Facility Population**

Total Facility Intake for previous 12 months  
 11,501  
 Total ICE Mandays for Previous 12 months  
 319,363

**K. Classification Level (ICE SPCs and CDFs Only)**

	L-1	L-2	L-3
Adult Male	577	100	76
Adult Female	94	6	5

**L. Facility Capacity**

	Rated	Operational	Emergency
Adult Male	740	740	0
Adult Female	165	165	0

Facility holds Juveniles Offenders 16 and older as Adults

**M. Average Daily Population**

	ICE	USMS	Other
Adult Male	774.6	0	0
Adult Female	96.3	0	0

**N. Facility Staffing Level**

Security: b2High Support:

## SIGNIFICANT INCIDENT SUMMARY WORKSHEET

In order for Creative Corrections to complete its review of your facility, you must complete the following worksheet prior to your scheduled review dates. This worksheet must contain data for the past twelve months. We will use this worksheet in conjunction with the ICE Detention Standards to assess your detention operations with regard to the needs of ICE and its detainee population. Failure to complete this worksheet will result in a delay in processing this report, and may result in a reduction or removal of ICE detainees from your facility.

INCIDENTS	DESCRIPTION	Jan – Mar	Apr – Jun	Jul – Sep	Oct – Dec
Assaults	Types (Sexual <sup>1</sup> , Physical, etc.)	P	P	P	P
	With Weapon	0	0	0	0
	Without Weapon	4	2	6	2
Assault: Detainee on Staff	Types (Sexual Physical, etc.)	P	P	P	P
	With Weapon	0	0	0	0
	Without Weapon	0	0	1	0
Number of Forced Moves, incl. Forced Cell Moves <sup>2</sup>		0	0	0	0
Disturbances <sup>3</sup>		0	0	0	0
Number of Times Chemical Agents Used		0	0	1	0
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.		0	0	0	0
Escapes	Attempted	0	0	0	0
	Actual	0	0	0	0
Grievances	# Received	1	0	3	4
	# Resolved in Favor of Offender/Detainee	0	0	1	0
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	49	54	47	60
	# Psychiatric Cases Referred for Outside Care	3	3	2	1

<sup>1</sup> Oral, anal or vaginal penetration or attempted penetration involving at least 2 parties, whether it is consenting or non-consenting

<sup>2</sup> Routine transportation of detainees/offenders is not considered "forced"

<sup>3</sup> 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

## DHS/ICE DETENTION STANDARDS REVIEW SUMMARY REPORT

1. ACCEPTABLE	2. DEFICIENT	3. AT-RISK	4. REPEAT FINDING	5. NOT APPLICABLE						
<b>LEGAL ACCESS STANDARDS</b>					1.	2.	3.	4.	5.	
1.	Access to Legal Materials	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
2.	Group Presentations on Legal Rights	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
3.	Visitation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
4.	Telephone Access	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
<b>DETAINEE SERVICES</b>										
5.	Admission and Release	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
6.	Classification System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
7.	Correspondence and Other Mail	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
8.	Detainee Handbook	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
9.	Food Service	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
10.	Funds and Personal Property	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/>	
11.	Detainee Grievance Procedures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
12.	Issuance and Exchange of Clothing, Bedding, and Towels	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
13.	Marriage Requests	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/>	
14.	Non-Medical Emergency Escorted Trip	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					<input checked="" type="checkbox"/>
15.	Recreation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
16.	Religious Practices	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
17.	Voluntary Work Program	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/>	
<b>HEALTH SERVICES</b>										
18.	Hunger Strikes	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
19.	Medical Care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
20.	Suicide Prevention and Intervention	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
21.	Terminal Illness, Advanced Directives and Death	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
<b>SECURITY AND CONTROL</b>										
22.	Contraband	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
23.	Detention Files	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/>	
24.	Disciplinary Policy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
25.	Emergency Plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
26.	Environmental Health and Safety	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
27.	Hold Rooms in Detention Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
28.	Key and Lock Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
29.	Population Counts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
30.	Post Orders	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
31.	Security Inspections	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
32.	Special Management Units (Administrative Detention)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
33.	Special Management Units (Disciplinary Segregation)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
34.	Tool Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
35.	Transportation (Land management)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/>	
36.	Use of Force	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
37.	Staff / Detainee Communication (Added August 2003)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
38.	Detainee Transfer (Added September 2004)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					

**ALL FINDINGS OF DEFICIENT AND AT-RISK REQUIRE WRITTEN COMMENT DESCRIBING THE FINDING AND WHAT IS NECESSARY TO REACH COMPLIANCE.**

# RIC REVIEW ASSURANCE STATEMENT

BY SIGNING BELOW, THE REVIEWER-IN-CHARGE (RIC) CERTIFIES THAT:

1. ALL FINDINGS OF NON-COMPLIANCE WITH POLICY OR INADEQUATE CONTROLS, AND FINDINGS OF NOTEWORTHY ACCOMPLISHMENTS, CONTAINED IN THIS INSPECTION REPORT, ARE SUPPORTED BY EVIDENCE THAT IS SUFFICIENT AND RELIABLE; AND
2. WITHIN THE SCOPE OF THIS REVIEW, THE FACILITY IS OPERATING IN ACCORDANCE WITH APPLICABLE LAW AND POLICY, AND PROPERTY AND RESOURCES ARE BEING EFFICIENTLY UTILIZED AND ADEQUATELY SAFEGUARDED, EXCEPT FOR ANY DEFICIENCIES NOTED IN THE REPORT.

## REVIEWER-IN-CHARGE

Reviewer-In-Charge: (Print Name) <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6,b7c</div>	Signature  <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6,b7c</div>
Title & Duty Location <b>Creative Corrections</b>	Date <b>February 8, 2008</b>

## TEAM MEMBERS

Print Name, Title, & Duty Location <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6,b7c</div>	Print Name, Title, & Duty Location <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6</div>
Print Name, Title, & Duty Location <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6</div>	Print Name, Title, & Duty Location <div style="background-color: gray; width: 100px; height: 15px; margin-top: 5px;">b6,b7c</div>

- RECOMMENDED RATING:**
- SUPERIOR
  - GOOD
  - ACCEPTABLE
  - DEFICIENT
  - AT-RISK

**COMMENTS:**



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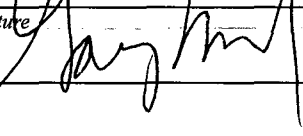
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# HEADQUARTERS EXECUTIVE REVIEW

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<b>Review Authority</b>
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The signature below constitutes review of this report and acceptance by the Review Authority. **OIC/CEO will have 30 days from receipt of this report to respond to all findings and recommendations**

HQDRO EXECUTIVE REVIEW: (Please Print Name)	Signature
Gary E. Mead	
Title	Date
Acting Director	

- Final Rating:**
- Superior
  - Good
  - Acceptable
  - Deficient
  - At-Risk
  - No Rating

**Comments:** The Review Authority concurs with the "Acceptable" rating. The Field Office needs to address the RIC Issues and Concerns with the facility in regard to:

- Perimeter Security
- Emergency Plans
- Post Orders
- Tool Control
- Population Counts
- Detainee Handbook
- Environmental Health and Safety
- Food Service