

November 16, 2018

TO: [REDACTED]
Assistant Director for Detention Management

FROM: [REDACTED]
Lead Compliance Inspector
The Nakamoto Group, Inc.

SUBJECT: **Annual Detention Inspection of the Sherburne County Jail**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE National Detention Standards (NDS) of the Sherburne County Jail in Elk River, Minnesota during the period of November 14-16, 2018. This is an IGSA facility.

The inspection was performed under the guidance of [REDACTED], Lead Compliance Inspector. Team members were:

Subject Matter Field	Team Member
Security	[REDACTED]
Detainee Rights	[REDACTED]
Medical Care	[REDACTED]
Safety	[REDACTED]
Medical Care	[REDACTED]

Type of Inspection

This is a scheduled annual inspection, which is performed to determine overall compliance with the ICE NDS for Over 72 hour facilities. The facility received a previous rating of Acceptable during the December 2017 inspection.

Inspection Summary

The Sherburne County Jail is currently accredited by:

- The American Correctional Association (ACA) - Yes
- The National Commission on Correctional Health Care (NCCHC) - No
- The Joint Commission (TJC) - No
- Prison Rape Elimination Act (PREA) - Yes

Standards Compliance

The following information is a summary of the standards that were reviewed and overall compliance that was determined as a result of the December 2017 and November 2018 NDS annual compliance inspections:


2017 Annual Inspection		2018 Annual Inspection	
Acceptable	37	Acceptable	37
Deficient	0	Deficient	0
Repeat Finding	0	Repeat Finding	0
Not Applicable	2	Not Applicable	2

The inspection team identified three (3) deficient components in the following three (3) standards:

Admission and Release – 1
Classification System – 1
Staff Detainee Communications - 1

Facility Snapshot/Description

The Sherburne County Jail (SCJ) is located in rural Elk River, Minnesota, approximately 35 miles north of Minneapolis. The SCJ is a major regional facility operated by the Sherburne County Sheriff's Office. The county has an Intergovernmental Service Agreement (IGSA) with ICE to house male and female detainees. The facility was constructed in 1979 and has gone through a series of remodeling and construction projects



The SCJ operates with a combination of direct and indirect supervision. The special management unit is one level and of linear design. The remaining housing units are two levels and of direct supervision design. The detainees participate in a seven to ten-day orientation program before being housed in general population. The formal orientation program includes an overview of facility rules, operations, available programs and services. The housing units include a barber shop, indoor gym, janitorial closet, vending machines and a multipurpose room for programs and the use of an electronic law library. Detainee services include commissary, law library, barbering, recreation, religion, education, creative writing, alternative to violence (AVP) and Know Your Rights presentations.

The inspection team found the environment to be calm. The inspection team interviewed no less than ninety detainees including LEP detainees, females, males, detainees in administrative segregation and disciplinary segregation. Most of the interviews were conducted in a confidential setting. Detainee interviews revealed a general satisfaction with food services, medical care, access to legal materials and the opportunity to speak to facility supervisors and ICE officers. There were two detainee issues regarding



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medical care. One detainee complained that she could not get an appointment with the dentist to take care of a broken tooth. The HSA confirmed that the detainee was already scheduled to see the dentist the following Monday. The appointment was scheduled prior to the inspection team inquiry. A second detainee complained that medical care was slow and that “she did not receive the appropriate medication.” The file was reviewed and the Medical SME confirmed that the detainee has had several diagnostic tests. The Medical SME confirmed that medical care was provided within the guidelines of the standard and protocols. Confidential interviews revealed that detainees “feel safe” and generally satisfied with the conditions of confinement. Two detainees complained that the telephone rates were too high. The interstate rates are within the federal guidelines. Fifteen detainees complained that “there is no outdoor recreation”. Sherburne County Jail does not offer outdoor recreation. The facility has been granted a contract modification for the standard requirement.

Supervisors and officers exhibited a professional demeanor in both attire and attitude. Interactions between facility personnel and ICE detainees were observed to be professional and responsive. Facility sanitation was observed to be above average.

Medical services are provided by MEN D Correctional Care. There are no medical co-payments for ICE detainees. Food services are contracted to Summit Food Service, LLC. Other services are provided by Sherburne County employees.

Area of Concern/Significant Observation

There were no areas of concerns or significant observations.

Recommended Rating and Justification

The Lead Compliance Inspector recommends that the facility receive a rating of Acceptable. The facility complies with the ICE National Detention Standards (NDS). No (0) standards were found Deficient and two (2) standards were Not Applicable (N/A). All remaining thirty-seven (37) standards were found to be in compliance.

LCI Assurance Statement

The findings of compliance and noncompliance are accurately and completely documented on the G-324 Inspection Form and are supported by documentation in the inspection file. An out brief was conducted at the facility and in addition to the entire Nakamoto Group, Inc. Inspection Team, the following were present:

- ICE Officials – [REDACTED]
- Facility Staff – [REDACTED]

[REDACTED]

[REDACTED], Lead Compliance Inspector
Printed Name of LCI

November 16, 2018
Date