

August 1, 2019

TO: [REDACTED]
Assistant Director for Detention Management

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

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

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE National Detention Standards (NDS) of the Polk County Jail in Des Moines, Iowa, during the period of July 30 - August 1, 2019. 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
Detainee Rights	[REDACTED]
Security	[REDACTED]
Medical Care	[REDACTED]
Medical Care	[REDACTED]
Safety	[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 rating of Acceptable during the August 2018 annual inspection.

Inspection Summary

The Polk 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 2018 and 2019 annual inspections:

<i>2018 Annual Inspection</i>	
Acceptable	36
Deficient	0
Repeat Deficiency	0
Not Applicable	3

<i>2019 Annual Inspection</i>	
Acceptable	36
Deficient	0
Repeat Finding	0
Not Applicable	3

The inspection team identified twenty-five (25) deficient components in the following fourteen (14) standards:

- Access to Legal Materials – 1
- Admission and Release – 2, both of which are repeat deficiencies
- Correspondence and Other Mail – 5, two of which are repeat deficiencies
- Detainee Handbook – 1, which is a repeat deficiency
- Food Service – 5
- Funds and Personal Property – 1
- Access to Medical Care – 2, one of which is a repeat deficiency
- Contraband – 1, which is a repeat deficiency
- Emergency Plans – 1, which is a repeat deficiency
- Environmental Health and Safety – 1, which is a repeat deficiency
- Hold Rooms in Detention Facilities – 1, which is a repeat deficiency
- Key and Lock Control – 1, which is a repeat deficiency
- Population Counts – 1
- Post Orders – 2

Facility Snapshot/Description

The Polk County Jail is a single story, brick, and concrete structure located on forty acres north of Des Moines, Iowa. [REDACTED] The facility, which houses male and female detainees for local jurisdictions, the U.S. Marshals Service, and ICE, is operated under the jurisdiction of the Polk County Sheriff's Office. [REDACTED]

[REDACTED] The majority of the ICE detainees have been housed in the facility on local charges and have converted to ICE custody upon completion of the charges.

The facility currently houses ICE detainees of all custody levels. ICE detainees are commingled with detainees from other jurisdictions. There are 34 available bunks in the medical holding unit designed to house detainees requiring medical segregation. General population detainees are permitted to be out of their cells the majority of the day socializing in the dayroom or enjoying other indoor recreational activities. The dayrooms are equipped with televisions, cards, board games, telephones, tablets, and visitation kiosks.

Polk County Jail provides a variety of classes, services, and programs including library services, release clothing, religious services, Alcoholics Anonymous, Narcotics Anonymous, Substance Abuse Education, Cage Your Rage, Financial Planning, Gamblers Education Program, GED and a Parenting Program. Detainees are encouraged to participate in these programs. Group Legal Rights presentations are provided for ICE detainees by Justice for Your Neighbor Advocacy Group.

The inspection team visited the detainee housing units numerous times during the inspection observing detainees interacting with each other and with facility staff. Detainees were relaxed and spoke to the inspectors without hesitation. LEP detainees were interviewed via a telephonic translation service or by a bilingual inspector. English speaking detainees were interviewed in groups or in a private, confidential setting. The detainees voiced no concerns regarding their safety and stated they are treated with respect by facility staff and other detainees. The only complaint regarding food was that it does not have enough spices. Two detainees complained about difficulty getting replacement hygiene items. It was determined that there was an ample supply of the items at the officer's desk and the detainees are provided these items upon request.

There were two complaints regarding medical care which were investigated by the Medical SME and it was determined that the medical department was aware of the cases and both had already been scheduled for treatment. There were no concerns regarding telephones, showers, or recreation. Detainees stated that ICE personnel visit them often and respond to their questions and concerns.

Tablets are available in the housing units for detainee use that can be used for communicating directly with staff and filing grievances. The tablets contain copies of the detainee handbooks and can be used to watch movies, listen to music, read books, or text with family members. There is no charge for facility communication including grievances, ICE forms, or the review of the handbooks. The charge is \$0.06 per minute for all other options.

A fire drill was conducted during the inspection and 48 detainees were evacuated from their housing unit. The detainees were moved to an area of safe refuge (alternate housing unit), counted, and returned after conclusion of the drill. Staff responded and ensured all detainees had been removed from the unit and that a set of emergency keys were drawn and used to unlock the doors. Five staff members responded and participated in the drill.

The facility does not charge co-pays for medical, mental health, or dental care. Health care is provided by WellPath and food service operations are provided by county employees. Sanitation throughout the facility was observed to be good.

Areas of Concern/Significant Observations

There were no areas of concern or significant observations during this inspection.

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) for Over 72 hour facilities. No (0) standards were found Deficient and three (3) standards were Not Applicable (N/A). All remaining thirty-six (36) standards were found to be in compliance.

LCI Assurance Statement

The findings of compliance and non-compliance 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]



The Nakamoto Group, Inc.

- Facility Staff –

[REDACTED]

[REDACTED]

, Lead Compliance Inspector

August 1, 2019

Printed Name of LCI

Date