

January 10, 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 Adult Detention Center**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the National Detention Standards (NDS) of the Polk County Adult Detention Center in Livingston, TX, during the period of January 8-10, 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 previous rating of Acceptable during the January 2018 annual inspection.

Inspection Summary

The Polk County Adult Correctional Center 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) - No

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 the 2019 annual inspections:

<i>2018 Annual Inspection</i>	
Acceptable	37
Deficient	0
Repeat Finding	0
Not Applicable	2

<i>2019 Annual Inspection</i>	
Acceptable	38
Deficient	0
Repeat Finding	0
Not Applicable	1

The inspection team identified two (2) deficient components in the following standard:

Food Service—2

Facility Snapshot/Description

The Polk County Adult Detention Center is located on Farm to Market Road 350 South in a rural area of Livingston, TX, approximately one mile from a state prison and sixty miles north of the George Bush Intercontinental Airport in Houston, TX. The facility, which was constructed in 2006, is owned by Polk County and operated by Management and Training Corporation (MTC), a private corrections company. The facility operates pursuant to an IGSA between Polk County and the USMS. [REDACTED]

The facility is a one-story building with the secure perimeter surrounded by two, twelve-foot chain link fences both of which are supplemented by razor ribbon. There is a gravel road that encircles the entire compound which is patrolled periodically during daylight hours and routinely during dark hours by armed officers in a vehicle.

The facility has four main hallways on which are located 116 housing units ranging in capacities from four to 24 beds. One hundred-fifteen of the housing units are designated general population housing and one is designated as the special management unit (SMU). [REDACTED]

[REDACTED] The SMU contains 22 single bed cells, eleven of which are designated for ICE detainees. All housing units receive indirect supervision from roving officers. The primary recreation area is a large outdoor recreation yard. Detainees in general population are offered a minimum of one hour of recreation daily; detainees in the SMU are offered one of hour of recreation five days per week. The housing units each have a dayroom area equipped with a television, telephones and various table-top board games. The entire facility is climate controlled. Although clutter was observed in some of the housing units, cleanliness and sanitation throughout the facility were observed to be average.

The majority of housing units and common areas of the facility used by ICE detainees were visited and/or observed during the inspection. Numerous detainees were interviewed; some interviews were with small groups of detainees and several were private and confidential and included detainees with limited English proficiency (LEP). Language line was used to interview several detainees who spoke neither English nor Spanish. Interviews included detainees who had recently arrived at the facility and some who had been housed at the facility for longer periods of time. The detainees voiced no concerns regarding life/safety issues. Detainees stated they felt safe and were generally satisfied with the interaction, responsiveness and professionalism of facility and ICE staff and with access to medical services, mail, the law library, telephones, visitation and recreation. Detainees expressed general satisfaction with the quantity and quality of food provided although some detainees stated they would like to have larger servings. The safety SME



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verified that the quantity of food provided daily meets dietary requirements and has been certified by a registered dietitian. Some of the non-English speaking detainees from Central America complained that officers had a tendency to raise their voices when the detainees were unable to understand their instructions. This issue was discussed with the OIC, assistant OIC and the chief of security; all of whom were aware of the issue and stated they have been proactively working with staff regarding communications with non-English speaking detainees.

Detainee telephone services are provided by NCIC Inmate Communications. Medical services are provided by MTC Medical; a division of MTC. The commissary vendor is Lone Star. All other services are provided by MTC.

ICE detainees do not incur medical co-pays at this facility.

Areas of Concern/Significant Observations

There were no areas of concern 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. No (0) standards were found Deficient and one (1) standard was Not Applicable (N/A). All remaining thirty-eight (38) 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]
- Facility Staff – [REDACTED] and various other supervisors and staff

[REDACTED]

[REDACTED], Lead Compliance Inspector
Printed Name of LCI

January 10, 2019
Date