

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
6/12/2018 - 6/14/2018

C. Previous/Most Recent Facility Review

Date[s] of Last Facility Review
6/13/2017 - 6/15/2017

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

D. Name and Location of Facility

Name
McHenry County Adult Correctional Facility
Address (Street and Name)
2200 N. Seminary Avenue
City, State and Zip Code
Woodstock, IL 60098
County
McHenry
Name and Title of Chief Executive Officer (Warden/OIC/Supt.)
[Redacted]
Telephone # (Include Area Code)
[Redacted]
Field Office / Sub-Office (List Office with oversight responsibilities)
Chicago
Distance from Field Office
60 miles

E. ICE Information

Name of Inspector (Last Name, Title and Duty Station)
[Redacted] / **LCI / Detainee Rights SME / Nakamoto Group**
Name of Team Member / Title / Duty Location
[Redacted] / **Medical SME / Nakamoto Group**
Name of Team Member / Title / Duty Location
[Redacted] / **Safety SME / Nakamoto Group**
Name of Team Member / Title / Duty Location
[Redacted] / **Security SME / Nakamoto Group**
Name of Team Member / Title / Duty Location
[Redacted] / **Medical SME / Nakamoto Group**

F. CDF/IGSA Information Only

Contract Number [Redacted] Date of Contract or IGSA [Redacted]
Basic Rates per Man-Day [Redacted]
Other Charges: (If None, Indicate N/A)
[Redacted]

Estimated Man-days Per Year:
[Redacted]

G. Accreditation Certificates

List all State or National Accreditation[s] received:
ACA (2017), NCCHC (2016), CALEA (2014)
☐ 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 [Redacted]
Date Last Remodeled or Upgraded [Redacted]
Date New Construction / Bed space Added [Redacted]
Future Construction Planned
☐ [Redacted] ☒ [Redacted] Date: [Redacted]
Current Bed space [Redacted] Future Bed space (# New Beds only)
Number: [Redacted] Date: [Redacted]

J. Total Facility Population

Total Facility Intake for previous 12 months
[Redacted]
Total ICE Man-days for Previous 12 months
[Redacted]

K. Classification Level (ICE SPCs and CDFs Only)

| | L-1 | L-2 | L-3 |
|--------------|-----|-----|-----|
| Adult Male | N/A | N/A | N/A |
| Adult Female | N/A | N/A | N/A |
| | | | |

L. Facility Capacity

| | Rated | Operational | Emergency |
|------------|------------|-------------|------------|
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |

M. Average Daily Population

| | ICE | USMS | Other |
|------------|------------|------------|------------|
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |
| [Redacted] | [Redacted] | [Redacted] | [Redacted] |

N. Facility Staffing Level

Security: [Redacted] Support: [Redacted]

Significant Incident Summary Worksheet

For Nakamoto 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.

| <i>Incidents</i> | <i>Description</i> | Jan – Mar | Apr – Jun | Jul – Sept | Oct – Dec |
|--|--|-----------|-----------|------------|-----------|
| Assault: Offenders on Offenders ¹ | Types (Sexual ² , Physical, etc.) | 1/P | 2/P | N/A | 1/P |
| | With Weapon | 0 | 0 | 0 | 0 |
| | Without Weapon | 1 | 2 | 0 | 1 |
| Assault: Detainee on Staff | Types (Sexual Physical, etc.) | N/A | N/A | N/A | N/A |
| | With Weapon | 0 | 0 | 0 | 0 |
| | Without Weapon | 0 | 0 | 0 | 0 |
| Number of Forced Moves, incl. Forced Cell moves ³ | | 1 | 5 | 0 | 0 |
| Disturbances ⁴ | | 0 | 1 | 0 | 0 |
| Number of Times Chemical Agents Used | | 1 | 2 | 1 | 0 |
| Number of Times Special Reaction Team Deployed/Used | | 1 | 1 | 1 | 0 |
| # Times Four/Five Point Restraints applied/used | Number/Reason (M=Medical, V=Violent Behavior, O=Other) | 0 | 0 | 0 | 0 |
| | 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 | 2 | 1 | 0 |
| Escapes | Attempted | 0 | 0 | 0 | 0 |
| | Actual | 0 | 0 | 0 | 0 |
| Grievances: | # Received | 78 | 66 | 54 | 59 |
| | # Resolved in favor of Offender/Detainee | 11 | 3 | 6 | 5 |
| 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 | 15 | 28 | 36 | 48 |
| | # Psychiatric Cases referred for Outside Care | 0 | 0 | 0 | 0 |

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.

| DHS/ICE Detention Standards Review Summary Report | | | | |
|--|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
| 1. Acceptable | 2. Deficient | 3. At Risk | 4. Repeat Finding | 5. Not Applicable |
| Legal Access Standards | | | | |
| 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"/> |
| Detainee Services | | | | |
| 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"/> |
| 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"/> |
| 14. Non-Medical Emergency Escorted Trip | <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"/> |
| Health Services | | | | |
| 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"/> |
| Security and Control | | | | |
| 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"/> |
| 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 Segregation) | <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"/> |
| 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 (Deficient and At-Risk) require written comment describing the finding and what is necessary to meet compliance.

[Redacted Signature Area]

LCI Review Assurance Statement

By signing below, the Lead Compliance Inspector (LCI) 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.

| | |
|--|-------------------------|
| Lead Compliance Inspector: (Print Name) [REDACTED] | Signature [REDACTED] |
| Title & Duty Location Lead Compliance Inspector, The Nakamoto Group, Inc. | Date 6/14/2018 |

| Team Members | |
|--|---|
| Print Name, Title, & Duty Location [REDACTED], Safety SME, The Nakamoto Group, Inc. | Print Name, Title, & Duty Location [REDACTED], Medical SME, The Nakamoto Group, Inc. |
| Print Name, Title, & Duty Location [REDACTED], Security SME, The Nakamoto Group, Inc. | Print Name, Title, & Duty Location [REDACTED], Medical SME, The Nakamoto Group, Inc. |

Recommended Rating:

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

Comments: The Sexual Abuse and Assault Prevention and Intervention Standard was inspected during this inspection but is not referenced in the Detention Standards Review Summary Report. The standard was rated as Meets Standard for this inspection.

The Significant Incident Summary Worksheet represents data on ICE detainees only, per the OIC. There were no deaths, serious suicide attempts or escapes involving ICE detainees during this inspection period. ICE detainees are not charged a medical co-pay.

There were four sexual assault allegations involving an ICE detainee reported for this inspection period. The first allegation involved a male officer and improper touching of a male detainee's genitalia during a pat down. Video surveillance was available for review and the allegation was determined to be unfounded. The second allegation involved a female detainee who alleged she was sexually assaulted by staff during three different incidents at night. A review of the allegations was determined to be unfounded. The third allegation involved a female detainee who alleged two female detainees sexually assaulted her. A review of the allegations was determined to be unfounded. The fourth allegation involved a male detainee who alleged he was sexually assaulted by another male detainee. A review of the allegations was determined to be unfounded. All allegations were appropriately handled per established policy and procedures.

There were six hunger strikes reported during this inspection period. A review of the six detainee medical records reflected the detainees were appropriately managed with respect to medical and mental health care and the requirements of the standard. Documentation in the medical record was accurate, timely and appropriate.

There were seven use of force incidents on ICE detainees during this inspection period; six were immediate uses of force and one was a planned use of force. Of the six spontaneous uses of force, three involved OC and three involved officers physically restraining detainees. The one planned use of force involved a small group of detainees who refused to return to their cells after several staff orders and attempts at confrontation avoidance. Ultimately the facility activated their CERT and the detainees were restrained and moved to the SMU using minimal amounts of force and no chemical agents. In all seven of the incidents, detainees were examined by medical staff immediately subsequent to all incidents. None of the detainee or staff suffered any substantive injuries. The use of force packages were reviewed and it was determined that staff followed policy in all incidents. All use of force incidents were appropriately documented and reviewed by senior staff.

The facility does not have Tasers. The facility uses a restraint chair in lieu of four/five-point restraints. The facility does not have a canine unit. The only chemical agent approved for use is oleoresin capsicum (OC)/pepper spray. The facility does not use or train staff in the use of unsafe types of restraint.