

July 11, 2019

TO: [REDACTED]  
Assistant Director for Detention Management

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

SUBJECT: **Annual Detention Inspection of the Frederick County Detention Center**

The Nakamoto Group, Inc. performed a biennial inspection for compliance with the ICE National Detention Standards (NDS-Over 72 Hours, PBNDS 2011 SAAPI Standard) of the Frederick County Detention Center in Frederick, MD during the period of July 9-11, 2019. This is an IGSA facility.

The inspection was performed under the guidance [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 biennial inspection, which is performed to determine overall compliance with the ICE NDS for Over 72 hour facilities. The facility was last inspected in 2017.

### **Inspection Summary**

The Frederick County Detention Center is currently accredited by:

- The American Correctional Association (ACA) - No
- The National Commission on Correctional Health Care (NCCHC) – Yes
- 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 2017 annual and 2019 biennial inspections:



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2017 Annual Inspection	
Acceptable	36
Deficient	0
Repeat Deficiency	0
Not Applicable	3

2019 Biennial Inspection	
Acceptable	36
Deficient	0
Repeat Deficiency	0
Not Applicable	3

The inspection team identified thirteen (13) deficient components in the following seven (7) standards:

Correspondence and Other Mail – 1, which is a repeat deficiency

Detainee Handbook- 1

Food Service – 3, one of which is a repeat deficiency

Hunger Strikes – 2, one of which is a repeat deficiency

Terminal Illness, Advanced Directives and Death – 3, all of which are repeat deficiencies

Key and Lock Control- 2

Tool Control- 1

### Facility Snapshot/Description

The Frederick County Detention Center is owned and operated by the Frederick County Sheriff's Office. The facility is located in the southern part of Frederick, Maryland, surrounded by other county entities and commercial properties. The facility houses adult male and female Frederick County detainees and low security adult male ICE detainees. The facility does not house administrative, disciplinary, or protective custody status ICE detainees, or those that would be placed in the SMU for any reason. Detainees developing such a need while housed at the facility are transferred to another facility immediately. The exterior perimeter of the compound is comprised of outer walls and a twenty-foot-high chain linked fence, capped with razor ribbon. The perimeter is checked by a supervisor at least twice each shift. There is significant camera coverage throughout the facility which provides visual observation of the perimeter and most areas inside the facility. [REDACTED]

[REDACTED] ICE maintains an on-site presence at the facility through the 287g program.

There are 21 separate housing units of varying sizes, all consisting of two-person cells. ICE detainees are housed separately from other detainees. They have access to an adjacent outdoor recreation yard for no less than two hours per day. The ICE housing unit provides adequate open dayroom space wherein detainees may watch television, play board games, or walk. Detainees spend the majority of their time during waking hours socializing in the dayrooms or recreating. The atmosphere is free of any obvious tension. Detainees were observed interacting with staff and other detainees. Detainee movement outside of the living area is escorted and orderly.

The inspection team interviewed all ICE detainees during the inspection and conducted fifteen formal detainee interviews. There was a complaint that a telephone was out of order. The telephone was repaired that same day. One detainee complained that the shower water was too hot. The Safety SME measured the temperature and determined that the water was in the range required by the standard. A detainee mentioned that he did not get enough outdoor recreation. The schedule provides a minimum of two hours of outside recreation per day, and observation during the inspection verified this practice. One detainee asked for a microwave to be placed in the housing unit. The standards do not provide for microwave availability to detainees. One detainee stated that the food did not have enough seasoning. The Safety SME verified that the menu and recipes are approved by a dietician. LEP detainees indicated that they had no issues accessing services. Without exception, all detainees expressed that they felt safe at the facility.



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Medical services are provided by Wellpath. All other services are provided by Frederick County employees. ICE detainees are not charged medical co-payments.

### **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 (NDS). 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-324A 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] and various other supervisors and staff.

[REDACTED]

[REDACTED], Lead Compliance Inspector

July 11, 2019

Printed Name of LCI

Date