

February 3, 2021

TO: [REDACTED]
Assistant Director for Detention Management

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

SUBJECT: **Annual Inspection of the Worcester County Jail**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the ICE National Detention Standards (NDS) 2019 of the Worcester County Jail in Snow Hill, Maryland, during the period of February 1-3, 2021. This inspection was scheduled for 2020, but was postponed to 2021 due to COVID-19 restrictions. This is an IGSA facility.

The annual 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 2019 for Over 72-hour facilities. The facility received a rating of Meets Standards during the August 2019 annual inspection.

Inspection Summary

The Worcester County Jail is currently accredited by:

- The American Correctional Association (ACA) - No
- 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 2019 and 2021 NDS annual inspections:

2019 Annual Inspection	
Meets Standards	37
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	2

2021 Annual Inspection	
Meets Standards	30
Does Not Meet Standards	1
Repeat Finding	0
Not Applicable	2

The inspection team identified sixteen (16) deficient components in the following eight (8) standards:

Environmental Health and Safety – 2
 Detainee Funds and Personal Property – 1
 Post Orders – 2
 Food Service – 1
 Suicide Prevention and Intervention – 2
 Disability Identification, Assessment and Accommodation – 6
 Recreation – 1
 Grievance System – 1

Facility Snapshot/Description

The Worcester County Jail is located in Snow Hill, Maryland, approximately seven miles inland from the Atlantic Ocean and 100 miles southeast of Washington, D.C. It is owned by Worcester County and operated under the jurisdiction of the Worcester County Board of Commissioners. [REDACTED]

[REDACTED] The remaining population is comprised of adult male and female Worcester County inmates. The facility only houses ICE detainees with a high or low custody level. [REDACTED]

The jail was built in 1982. It is a single building encircled by a secure perimeter comprised of exterior building walls and sectional runs of twenty-foot high chain link fencing supplemented with razor ribbon on top and bottom. There is a perimeter road around the complex; it is foot patrolled by an unarmed officer at least three times each shift. Surveillance cameras offer visibility around the entire perimeter, into the housing units and common areas, and interior movement corridors. All exterior building doors are alarmed, under constant camera surveillance, and controlled by central control staff. The facility is equipped with a surveillance camera network that is monitored 24 hours a day.

The facility has 23 individual housing units: ten units with sixteen individual two-bed cells; nine units with five individual two-bed cells; and four dormitories ranging in size from 28-32 beds. Two of the five cell units are used for special management unit (SMU) housing. There were no ICE detainees in the SMU during the inspection. Some of the housing units are currently used as COVID-19 quarantine/isolation wings. The population and demand for these beds change multiple times each day. There were no active COVID-19 cases in the facility during the inspection. The health care unit is not a licensed infirmary, but does have four beds reserved for patient care/observation. ICE detainees are not housed with non-ICE detainees.

Each living area, except the SMU, has a common dayroom equipped with a television, fixed table/chair units for detainees to eat their meals, play games, and gather for conversation. There are no electronic tablets in the housing units; only an informational kiosk. It is a stand-alone device not connected to any



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internal or external computer network; it serves as a retrieval source for all announcements, bulletins and activity, and service schedule information. Detainees are provided indoor and outdoor recreation.

The posted sign-up sheet for detainee interviews resulted in two candidates registering an interest; one female and one male. An interpreter was necessary for one interview. The female detainee has been housed in a unit by herself for months being the sole female ICE detainee in the facility; she was lonely. Overall detainees were satisfied with the food, their medical treatment, recreational opportunities, the cleanliness of the facility, telephone and law library access, religious programming, mail and commissary privileges and their access to and responses from ICE/ERO personnel. Neither detainee had filed a grievance and they were not aware of the OIG resource; they were informed. There were no issues expressed that required further inquiry.

An assessment of the general cleanliness of the facility could not be determined due to the remote nature of the inspection.

Medical services are contracted to Wellpath. All other services are provided by Worcester County employees. ICE detainees are not charged medical co-pays.

Areas of Concern/Significant Observations

The inspection was conducted remotely, and inspectors were unable to personally observe practices and procedures within the facility. The inspection team relied upon photographs and/or videos to validate the observation of many standards. There was one Does Not Meet Standard:

4.7 Disability Identification, Assessment and Accommodation

Policy: Facilities are required by federal law, including Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. § 794 (Section 504), to ensure that detainees with a disability have an equal opportunity to participate in, access, and enjoy the benefits of the facility's programs, services, and activities. Such participation will be accomplished in the least restrictive and most integrated setting possible, through the provision of reasonable accommodations, modifications, and/or auxiliary aids and services, as necessary, and in a facility that is physically accessible.

Finding: The facility does not have policy or a complete process which includes reasonable timelines, for reviewing detainees' requests for accommodations related to a disability and for providing accommodations (including interim accommodations), modifications and reassessments. The facility has not designated a Disability Compliance Coordinator to assist facility personnel in ensuring compliance with this standard and all applicable federal, state and local laws related to accommodation of detainees with disabilities. The facility orientation program does not notify or inform detainees about the facility's disability accommodations policy including their right to request reasonable accommodations and how to make such a request. There are no postings in the housing units or medical unit addressing awareness of the special need program. The denial of an accommodation request and the review of a denial for accommodation is not addressed in the special need program.

Recommendation: The facility should establish a policy and written procedures addressing all requirements specified in the Disability Identification, Assessment and Accommodation standard. The facility should appoint a Disability Compliance Coordinator and assign that individual all the responsibilities and duties demanded by the standard. The facility orientation program should include a tutorial on disability accommodations and how to make a request for the consideration. Announcement bulletins and posters should be displayed throughout the housing units, common areas, medical unit, and process area; and be-



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come part of the facility handbook. The special needs program should be further developed to include all the expectations required by the language in the standard.

Recommended Rating and Justification

The Lead Compliance Inspector recommends that the facility receive a rating of Meets Standards unless unobserved practices and conditions are contrary to what was reported to the inspection team. The facility complies with the ICE National Detention Standards (NDS) 2019 for Over 72-hour facilities. One (1) Standard was rated as Does Not Meet Standard and two (2) standards were Not Applicable (N/A). All remaining thirty (30) standards were found to be Meet Standards.

LCI Assurance Statement

The findings of compliance and noncompliance are accurately and completely documented on the G-324A Inspection Form and are supported by documentation in the inspection file. A call-in 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

February 3, 2021
Date