

**MEMORANDUM OF AGREEMENT BETWEEN
THE DISTRICT OF COLUMBIA
CORRECTIONS INFORMATION COUNCIL (CIC)
AND
THE FEDERAL BUREAU OF PRISONS
MOU 971-23**

This memorandum sets forth the agreement between the Federal Bureau of Prisons (BOP) and the District of Columbia Corrections Information Council (CIC) of Washington, D.C.

- 1) **AUTHORITY:** The Bureau is responsible for the custody of D.C. Code felony offenders pursuant to the National Capital Revitalization and Self Government Improvement Act of 1997, P. L. 105-33, Section 11201. Section 11201(g) establishes the CIC, which is “to report to the Director of the Bureau of Prisons with advice and information regarding matters affecting the District of Columbia sentenced felon population.”
 - a. The CIC’s responsibilities within the D.C. Government are described in D.C. Code 24-101.01. The D.C. Code is inapplicable to the BOP.
 - b. Nothing in this agreement shall affect the authorities, privileges, and immunities of either party under the laws, statutes, and regulations of the United States and, for the CIC, the laws of the District of Columbia.
 - c. Nothing contained herein shall be construed to violate the Anti-Deficiency Act, 31 U.S.C. §1341, by obligating the Federal Bureau of Prisons to any expenditure or obligation of funds in excess or in advance of appropriations.

- 2) **PURPOSE AND SCOPE:** This agreement describes the responsibilities of each party to facilitate the CIC in carrying out its federal statutory responsibilities to provide recommendations and advice to the Director of the Bureau of Prisons. The BOP will provide CIC with reasonable access to carry out these responsibilities, including for announced CIC visits to BOP facilities and BOP-contracted facilities. The provision of information to the CIC by BOP applies to information about D.C. Code offenders in BOP facilities and to those housed in BOP-contracted facilities.

Specific activities not addressed by this agreement should be addressed with the Bureau Coordinator. Individual BOP institutions or BOP-contracted facilities, through the Bureau Coordinator, may request adjustments to the specified timeframes in this agreement, through coordination with the CIC.

- 3) **ROLES AND RESPONSIBILITIES:** The following persons are responsible for administering this agreement:

- a. **Bureau Coordinator:** The Bureau Coordinator is the BOP's primary contact person for administering and coordinating CIC visits to BOP institutions or BOP-contracted facilities. The Correctional Programs Branch Administrator, Correctional Programs Division (CPD), Central Office, or a CPD designee, is normally assigned this function.
 - b. **Institution Coordinator:** The Institution Coordinator is the primary BOP contact person at the BOP institution being visited. The Executive Assistant at each BOP institution is normally assigned this function. At institutions, which have no Executive Assistant position, the Warden will assign these duties to a management official. For secure privatized facilities, the Institution Coordinator will normally be the contractor's Executive Assistant. For BOP Residential Reentry Centers (RRCs), the Institution Coordinator will normally be the Contract Oversight Representative (COR). The Institution Coordinator will consult with the Bureau Coordinator regarding any issues or concerns with the CIC visits or additional CIC requests.
 - c. **CIC Executive Director:** The CIC Executive Director will be the primary contact person unless otherwise indicated by the CIC Executive Director.
- 4) **QUARTERLY ROSTERS:** The BOP agrees to provide quarterly rosters of all D.C. Code offenders in Bureau's custody, to include secure privatized facilities as well as RRCs, on the first business day of January, April, July, and October, annually. The rosters will indicate the following:
- a. Name;
 - b. Federal Register Number;
 - c. Current designated institution;
 - d. Term-in-effect;
 - e. Projected Release Date;
 - f. Age;
 - g. Race; and
 - h. Sex.
- 5) **BUREAU OF PRISONS NATIONAL POLICIES:** The CIC will obtain BOP's national policies directly from the BOP's public website (www.bop.gov). The CIC must request limited distribution national policies, not available to the public, through a formal Freedom of Information Act/ Privacy Act request to the BOP's Central Office, which can be filed online. (<https://www.bop.gov/foia/index.jsp#tabs-5>)
- 6) **ADVANCED DOCUMENTS FOR SITE VISITS:** The BOP will provide the following information to the CIC in advance of a requested site visit for the specific

institution's prior 12-month aggregated period ordinarily within 30 calendar days of the CIC's request, if the inmates are housed in BOP-owned and operated institutions and BOP-contracted facilities. (Note: These data reports may cover all inmates in BOP custody, and may not distinguish between D.C. Code and any other sovereign's offenders and all data may not apply to RRCs.) Ordinarily, the CIC will forward any follow up questions regarding the documentation provided to the Bureau Coordinator within 14 days of receipt of the documentation.

a. **Institution Specific Data Reports: *Limited Only to D.C. Code Offenders***

- i. Institution Specific Roster;
- ii. Facility Inmate Demographics;
- iii. Facility Inmate Sentencing;
- iv. Inmate deaths, including cause of death, for the last twelve-month period;
- v. Institution Administrative Remedy filings & Responses by Subject;
- vi. Regional Administrative Remedy Appeals & Responses by Subject;
- vii. Central Office Administrative Remedy Appeals & Responses by Subject;
- viii. Chronological Disciplinary Record; (D.C. Code Offenders only); and
- ix. Quarterly Education Profile Report; (D.C. Code Offenders only).

The BOP will attempt to answer questions by relying upon data reports relating only to D.C. Code offenders, when applicable.

b. **Institution Supplements:**

- i. The CIC may request specific copies of Institution Supplements. CIC should not request all Institution Supplements. Instead, the CIC should identify specific Institution Supplements for the requested review.
- ii. The CIC must request Institution Supplements to limited distribution national policies through a formal Freedom of Information Act /Privacy Act Request to the Bureau's Central Office.

c. **Inmate Handbook:** The BOP will provide the institution's Admission and Orientation handbook for BOP-owned and operated institutions, which the institution issues to new inmates, if it is not available on the specific institution's page on the BOP's public web site. Requests for Admission and Orientation handbooks for contract facilities must be coordinated with the BOP Contracting Officer administering the relevant contract through the Bureau Coordinator.

d. **Copies of Administrative Remedies and Responses:** The BOP will provide CIC with specific remedies and responses for D.C. Code offenders, if consent of the inmate is provided. CIC should request this information to address the concerns of

a specific inmate, and not to request copies of all administrative remedies from D.C. Code offenders at a facility.

- e. **Menus:** The BOP will provide a copy of the specific institution's inmate dining menus for the current month for the requested site visit.
- f. **Supervisory Staffing Information:** The BOP will provide a listing of all supervisory staff positions occupied at the facility, a list of current vacancies at the facility, and the staff-inmate ratio. If seeking such information regarding a BOP contract facility, all such requests should be routed through the relevant administering contracting officer.
- g. **ACA Audits:** The BOP will provide CIC with a copy of the most recent American Correctional Association (ACA) audit. If seeking such information regarding a BOP contract facility, all such requests should be routed through the relevant administering contracting officer.
- h. **Law library Materials:** Legal resources are standardized throughout the BOP in the Electronic Law Library, and include materials relevant to D.C. Code Offenders. A list of the D.C. Code materials will be provided, upon request.
- i. **Pre-Release and Education Programs:** The CIC will reference national First Step Act Programs on the public website located here:

https://www.bop.gov/inmates/fsa/docs/fsa_program_guide_2201.pdf
- j. The BOP will also provide the following programming information:
 - i. A current list of institution-specific pre-release programs that may include education, vocational, and re-entry programs;
 - ii. The current number of institution-specific D.C. Code offenders enrolled in education; vocational, and re-entry programs;
 - iii. The number of completions for GED, educational, vocational, and re-entry programs of institution-specific D.C. Code offenders within the past 12 months.

7) VISITING PROCEDURES: The following procedures guide CIC requests to visit BOP institutions, and if practicable, visits to BOP-contracted facilities.

- a. **Authorized CIC Representatives:**

- i. Visits may only be conducted by duly-appointed CIC representatives and CIC staff who are employed by the District of Columbia, and persons designated by the CIC pursuant to D.C. Code § 24-101.01(e).
- ii. The Warden may prohibit any individual from entering the institution who he/she believes jeopardizes the safety and security of the institution, inmates, staff, or the public.
- iii. CIC representatives and staff will complete and submit the NCIC Check Form (BP-A0660) in its entirety with the initial visit request, authorizing the BOP to utilize the National Crime Information Center (NCIC) to conduct a criminal background check prior to each requested visit.
- iv. In reviewing the criminal background check for appropriateness to visit, the existence of a criminal conviction alone does not preclude participation in visits.
- v. The Bureau Coordinator shall consider the nature, severity, and recency of convictions, as weighted against the security considerations of the institution/facility.
- vi. In accordance with BOP national and local visiting regulations policy, written authorization on agency letterhead from the appropriate federal or state probation/parole official must be obtained approving participation in a site visit to a BOP facility or BOP-contracted facility, including a RRC, for an individual on probation, parole, or supervised release. This documentation must be submitted to the Bureau Coordinator at the time of the initial request. Specific approval of the Warden or COR may be required before such participations may take place.
- vii. CIC staff and representatives will recuse themselves from participating in visits or document reviews of BOP-contracted facilities when the representative, staff person, or affiliate has a conflict of interest. In addition to the prohibitions in applicable statutes and regulations, conflicts of interest include, but are not limited to:
 - a) financial interest in BOP-contracted facilities or any of its possible competitors;
 - b) employment by or for BOP-contracted facilities or any of its possible competitors;
 - c) uncompensated work by or for BOP-contracted facilities or any of its possible competitors;

- d) a personal relationship with a corporate officer of a BOP-contracted facility or any of its possible competitors;
 - e) a familial relation (e.g. spouse, child, sibling, cousin, parent, etc.) of any inmate housed at the BOP institution or BOP-contracted facility requested to be visited or a familial relation to any person who has any of the above relationships with a BOP-contracted facility or any of its possible competitors;
 - f) legal representatives of any inmate housed at the BOP institution or BOP-contracted facility requested to be visited;
 - g) safety and security concerns.
- viii. The CIC will submit the official request to visit a specific BOP institution or BOP-contracted facility, including a RRC, in writing within 45 days of the visit. Each request should include:
- a) the requested date(s);
 - b) time frame(s);
 - c) itinerary;
 - d) names of CIC staff and/or representatives requesting to visit a BOP or privately-managed institution or RRC in the initial visit request, including their organization, if not the CIC, as well as official titles; and
 - e) completed National Crime Information Center (NCI) forms for each participant requesting to visit.
- ix. Unannounced visits by CIC staff or CIC representatives to BOP facilities or BOP-contracted facilities, including a RRC, is not permitted.
- x. The Correctional Programs Division (CPD) should notify the Regional Director, who should in turn notify the Warden, of scheduled visits to BOP institutions with the names of CIC representatives requesting to visit.
- xi. Visits will ordinarily be scheduled within 30 calendar days following the request, unless otherwise agreed to by the parties.
- xii. The Bureau Coordinator is responsible for coordinating a visit date with the Warden or COR of the requested institution.
- xiii. The Bureau Coordinator will route visit requests for BOP-contracted facilities through the COR.
- xiv. Visits will occur during normal business days and hours, unless otherwise arranged with the Warden or COR of the institution being inspected.

- xv. CIC representatives, staff, and affiliates present at any visit will recuse themselves from participating in visits or document reviews of BOP-contracted facilities when the representative, staff person, or affiliate has a conflict of interest.

b. Entrance Procedures

- i. BOP national and local visiting policies dictate the procedures followed at each institution, including prohibited personal property.
- ii. CIC representatives and staff will be searched in accordance with procedures in place for all staff and visitors. Government-issued photo identification will be sufficient documentation for entry for CIC representatives, CIC staff who are employed by the District of Columbia, and persons designated by the CIC pursuant to its statute (D .C. Code §24-101.01(e)).
- iii. CIC representatives should coordinate with the Bureau Coordinator before the visit to confirm local procedures and request/arrange any necessary accommodations.
- iv. Electronic devices, e.g., audio/recorders, laptops, cameras, smart watches and devices, etc., are prohibited.

c. Institution Tours

- i. As part of its visit request, the CIC should indicate which program areas of the institution it requests to tour. The institution will review the CIC's request, and the Bureau Coordinator will coordinate with the Institution Coordinator and advise the CIC staff of the agenda, including start and stop times, tour routes, and location of the interviews approved by the institution prior to the visit.
- ii. The Institution Coordinator will arrange a supervised tour of those areas. The Warden may prohibit touring a specific area if it may jeopardize the safety and security of the institution, inmates, staff, or the public. The CIC will not be allowed access to or authorized to tour non-programming areas such as the Special Housing Unit (SHU), the Protective Custody Unit (PCU), and the Special Management Unit (SMU), the Communications Management Unit (CMU), Death Row, Suicide Observation Rooms, dry cells, etc., to ensure the safety and security of the institution and the CIC staff.

- iii. The Warden, through the Bureau Coordinator, will provide notice to the CIC at least two business days before the scheduled visit, if any of the requested areas will not be toured. If two business days' notice is not possible due to exigent circumstances, the CIC should be notified as soon as possible.
 - iv. CIC representatives may speak informally with D.C. Code inmates and staff encountered during tours.
 - v. If the CIC or a D.C. Code offender requests a formal interview following an informal encounter, institution staff should attempt to accommodate the request.
- d. Meals: CIC representatives should ordinarily eat meals at scheduled times in the institution being visited. CIC representatives will be required to reimburse the Institution Coordinator or contractor in BOP contract facilities or RRCs for the cost of the meal.
 - e. Central Work Area: CIC representatives should be provided an area in which to meet and work while visiting the facility. A telephone should be provided for their use. No inmate interviews or original document reviews should occur in this area, unless approved by the Warden of the institution at a BOP or privately-managed correctional facility or the COR for RRC facilities.
 - f. Entrance and Closeout Sessions: Wardens are encouraged to arrange for entrance and close-out sessions with the CIC representatives, as opportunities to finalize visit plans and review any significant concerns.
 - g. Staff Supervision and Escorts: CIC representatives will be subject to direct visual staff supervision and escort at all times during institution visits.

8) NOTIFICATION TO D.C. CODE INMATES:

- a. The CIC is responsible for initiating contact with D.C. Code offenders at specific BOP institutions or BOP-contracted facilities. Contact may be initiated by U.S. mail. The CIC is responsible for notifying D.C. Code offenders of scheduled visits. Local notification of inmates by the institution is at the Warden's discretion.
- b. On occasion, the CIC may use "Special Mail" privileges under BOP regulations (28 CFR part 540) to correspond with specific D.C. Code inmates.

- c. Correspondence must be marked "Special Mail - Open Only in the Presence of the Inmate." Special mail will not be read, although it will be opened in the presence of the inmate, and searched for contraband. Special Mail privileges are only extended to appointed representatives of the CIC and full-time CIC staff. Special Mail privileges will not be extended to other CIC participants (e.g. contractors, volunteers, interns, etc.).
- d. The CIC is responsible for informing D. C. Code offenders of scheduled visits and opportunities for document reviews and interviews, and any other matters, which do not jeopardize the safety and security of institutions, inmates, staff, or the public.
- e. The CIC will provide the BOP and Institution Coordinators with a copy of correspondence mass mailed. These mass mailings will not use Special Mail procedures. Inmates may place CIC representatives and staff on approved telephone lists according to BOP policy.
- f. For security reasons, the CIC will not be able to leave documents, including but not limited to business cards, brochures, or correspondence, with inmates during the visit. CIC point of contact information should ordinarily be included in mass mailings to D.C. Code offenders.

9) INMATE AUTHORIZATION TO RELEASE RECORDS TO CIC AND CONSENT TO INTERVIEW:

- a. The CIC must voluntarily obtain prior written consent from D.C. Code offenders, via a signed Release of Information document, for BOP inmate records they seek to review, and inmates they seek to interview.
- b. The CIC is responsible for sending written requests to the D.C. Code inmates through the U. S. mail with a cover letter and blank Inmate Release of Information/Interview Consent Form.
- c. The CIC will provide Business Reply Mail envelopes within mass mailings to D.C. Code inmates to return CIC correspondence pertaining to their facility visit, at no cost to the inmates. Inmates may refuse CIC requests to correspond, or refuse to authorize document reviews and interviews during the scheduled CIC visit.
- d. No later than five (5) calendar days before a scheduled visit, the CIC will provide the Institution Coordinator with a list of those inmates authorizing review of their records and consent to interview, as well as their originally executed

waiver/consent forms, which should be maintained in the inmate's Central File in Section Six.

- e. The CIC should address any difficulties in corresponding with D.C. Code inmates with the Bureau Coordinator prior to the visit.
- f. If a D.C. Code inmate desires to speak to the CIC confidentially during the announced visit, or if the CIC receives additional interview requests less than five calendar days before its visit, the BOP will endeavor to accommodate this request during a time the CIC is conducting inmate interviews.

10) RECORD REVIEWS: The following procedures apply to CIC reviews of BOP inmate records during visits:

- a. The Warden will determine the area CIC staff will conduct record reviews during the visit. A workplace will be provided for review, which affords both privacy and the opportunity for staff supervision. Document reviews will occur in areas off-limits to inmates during the review.
- b. The following individuals will supervise CIC review of information: a BOP staff member for BOP facilities; contract staff at privately managed correctional facilities; and a BOP COR for RRC facilities.
- c. D.C. Code offenders must voluntarily sign a Release of Information form prior to the release of personal identifiable information being made available for CIC review. The Release of Information form must specifically identify the documents to be reviewed. A copy of the Release of Information will be maintained in Section 6 of the inmate's Central File.
- d. Because information about an inmate is maintained in paper files or electronic systems, CIC representatives must identify the type of information to be reviewed, rather than requesting "all records." The type of information which may be provided includes any information to which the BOP may disclose to an inmate such as:
 - i. Central File/SENTRY Information: this information includes, but not limited to, sentence data, detainees, Inmate Financial Responsibility Program, classification and parole materials, mail, visits, property, discipline, work, quarters reports, release planning, telephone, and general correspondence. Presentence Investigation Reports (PSR) shall not be disclosed.

- ii. **Medical and Psychology Information:** this information includes BOP records related to the inmate's medical and mental health care. Requests for medical records will require a signed Medical Release of Information, before documents are released. Some mental health documents may require a signed Medical Release of Information.
- iii. **Education Information:** this information includes BOP records related to the inmate's education activities while in BOP custody.
- iv. **Judgment & Commitment (J&C) Information:** this information includes documents related to the inmate's sentence and sentence calculation. Some J&C information may be non-disclosable.
- v. Records which are locally non-disclosable to the inmate will not be available for CIC review.
- vi. CIC staff and CIC representatives will be limited to reviewing one inmate's file at a time.
- vii. The information may not be removed from the review area. If reviewing paper files, CIC representatives must not disassemble the file, but rather may mark pages for photocopying with paper clips or other similar non-altering method.

11) REQUESTS FOR COPIES OF INMATE DOCUMENTS:

- i. CIC staff are encouraged to request and obtain copies of inmate records directly from inmates prior to the institution visit.
- ii. CIC staff may request printouts or photocopies of inmate documents during the visit if the inmate's consent is on file. Photocopies may be made using the BOP's equipment, at the BOP's expense.
- iii. Supervising staff should perform the printing/photocopying within reasonable limits. CIC requests for copies of entire voluminous files will not be fulfilled.

12) D.C. CODE INMATE INTERVIEWS:

- a. Inmate interviews conducted by CIC staff at BOP and/or privately-managed institutions and RRCs will be conducted in a professional manner. The Warden at a BOP or privately-managed facility or the COR at a RRC may terminate an interview, if it becomes unprofessional, violates policy, jeopardizes the safety and

security of the institution, inmates, staff, or the public, and/or presents a conflict of interest.

- b. When D.C. Code inmates consent to an interview, CIC representatives may interview inmates in rooms otherwise designated for attorney client meetings, unless other arrangements are authorized by the Warden at BOP institutions and privately managed correctional facilities, or the BOP COR for RRC facilities. To the extent practicable, CIC interviews with inmates are to take place without auditory supervision. However, areas designated for inmate interviews will be arranged so as to provide adequate unobstructed visual supervision.
- c. Inmates should be interviewed by CIC staff individually and supervised by one of the following individuals: a BOP staff member for BOP facilities; contract staff for secure privatized facilities; and a BOP COR for RRC facilities. Supervising BOP or contractor staff may discontinue an interview in the interest of safety and security of the institution, inmates, staff, or the public.
- d. The Warden and/or COR at a RRC, through the Bureau Coordinator, will provide notice and an explanation to the CIC ordinarily at least two business days before the scheduled visit, if any of the requested inmates are denied individual interviews. If two business days' notice is not possible due to exigent circumstances, the CIC should be notified as soon as possible.
- e. For safety and security reasons, the inmate and CIC staff are prohibited from exchanging any items without prior authorization by the Warden at a BOP or privately managed correctional facility or the COR for RRC facilities, including but not limited to business cards and organization literature.
- f. Special requests will be addressed on a case-by-case basis; however, situations should be addressed with the Bureau Coordinator prior to the visit.

13) STAFF INTERVIEWS:

- a. CIC representatives may request to interview BOP staff, either by position or by name. Staff interviews will be coordinated by the Institution Coordinator to coincide with the staff member's work schedule, and may not disrupt institution operations. Staff interviews should occur in a convenient area designated by the Institution Coordinator.
- b. Staff may refuse to be interviewed or, if consenting to be interviewed, they may terminate the interview at any time, for any reason.

- c. Bargaining unit staff must be provided the opportunity to request the presence of the local union president, or designated union official, as a condition of being interviewed.
- d. Staff may only be interviewed regarding their official duties within the institution being visited. Staff may not be interviewed regarding:
 - i. specific D.C. Code inmates or incidents which occurred within the institution and may be the subject of inmate or staff disciplinary action, criminal investigation, or other type of activity which is the subject of administrative or legal action;
 - ii. actions of other staff; or
 - iii. personnel histories of interviewee; or
 - iv. personal information of the interviewee.

Staff interviews may be attended and monitored by the Institution Coordinator and/or the Bureau Coordinator to ensure compliance with these requirements.

- 14) **BOP-CONTRACTED FACILITIES:** These procedures apply to BOP-contracted facilities, e.g., secure privatized facilities, RRCs, etc.
- a. The Bureau Coordinator will provide copies of BOP-contracted facilities' documents, including statements of work or Intergovernmental Agreements (IGAs), for specifically requested BOP-contracted facilities.
 - b. The Bureau Coordinator will provide or make available for review contracts between the BOP and the BOP-contracted facility, consistent with FOIA/Privacy Act/Procurement Integrity Act requirements.
 - c. Documents containing proprietary information will be withheld, or provided with redactions, in accordance with all relevant laws and regulations, to include the standards applied in Freedom of Information Act (FOIA) requests for such information.
 - d. Information described in Section 4, above, and other policies and procedures outlined in this agreement, may not be available in BOP-contracted facilities.
 - e. The Bureau Coordinator will make best efforts to provide similar information, and use procedures as outlined in this agreement in relation to the BOP-contracted facilities, when feasible.

- f. In the event specific documents requested by the CIC are unavailable, the BOP-contracted facility shall identify any documents or information that is unavailable with the institution's stated reason for the unavailability.
 - g. In the event a CIC request cannot be fulfilled, the BOP will identify why the request is not feasible, including the reason for denying the request. CIC requests to visit BOP-contracted facilities must be initiated and coordinated through the Bureau Coordinator.
- 15) FOLLOW-UP REQUESTS AND DOCUMENTS:** The CIC may request follow-up documents, visits, interviews, announced visits and/or tours. CIC follow-up activities are an important part of the CIC function, and will be processed by the BOP accordingly. Such requests should be directed to the Bureau Coordinator and be processed according to these procedures. Follow-up requests should not exceed 30 calendar days.
- 16) CIC REPORTS:** Upon conclusion of the facility visit and document review, the CIC will provide a draft copy of their report to the BOP within 60 calendar days of the site visit.
- a. Upon completion of the BOP's review of the report, an in-person, virtual, or telephonic close out meeting may be required between the CIC and Central Office within 30 calendar days. This meeting will provide an opportunity for both parties to discuss their concerns regarding the report, prior to its publication. The CIC will forward the draft report to the BOP no later than 60 days after the site visit, for BOP comment. Ordinarily, the BOP will review and return the report to the CIC with comments within 60 days of receipt of the report. If an extension is needed by the BOP, the BOP will communicate that request to the CIC as soon as possible. Final reports should remain in draft form and should not be published until the BOP has the opportunity to respond to all allegations, if any, against the BOP contained in the report.
 - a. The BOP may request the CIC retract a line item or statement from the report. If the CIC determines the line item or statement is valid to the report and elects not to remove it, the CIC must include the BOP's response to the statement in the report immediately following the CIC's recommendation, rather than as an attachment to the report.
 - b. The 60-day period will be extended (to the next business day) if the 60th day falls on a weekend, holiday, or a day when the BOP Central Office is otherwise closed.

- c. The BOP may transmit any publication, which relies on information regarding BOP-contracted facilities, to the BOP-contracted facility for the contractor's review.
 - d. The contractor may redact "proprietary information", defined as information designated as proprietary in accordance with law and regulation, and held in confidence or disclosed under restriction to prevent uncontrolled distribution.
 - e. Examples include limited or restricted data, trade secrets, sensitive financial information, and computer software; and may appear in cost and pricing data or involve classified information.
 - f. The CIC agrees reports may not contain any information deemed to be proprietary by BOP or its contractors.
 - g. No representative, staff, or affiliate of CIC may disclose proprietary information, or any Privacy Act protected or personally identifiable information, for any purpose other than those expressly stated in this MOU or any amendments to it and/or without BOP's specific written approval. BOP will grant approval if BOP determines release of the information is permitted by United States statute, regulation, or case law. D.C. Code rules do not supersede federal statutes and regulations. The CIC is responsible for ensuring any confidential, proprietary, or private information is properly protected. BOP is not responsible for any unauthorized disclosure of information by the CIC.
- 17) **PRESS RELEASES:** The BOP will provide the CIC a copy of press releases, if issued, regarding the deaths of DC Superior Court inmates in BOP custody.
- 18) **EXPEDITED REQUESTS:** The CIC and BOP agree the timeframes outlined in this agreement will be used routinely and in the general course for institution visits and ancillary records requests, follow-up interviews, and communication. However, the CIC may make expedited requests. Such requests should be submitted to the Bureau Coordinator, who will use his/her best efforts to fulfill it, considering the situation and these procedures.
- 19) **DISPUTE RESOLUTION:** In the event of a dispute, the CIC should consult with the Bureau Coordinator, as appropriate. If dissatisfied, the CIC should then be provided information for appealing to the Senior Deputy Assistant Director of the Correctional Programs Division and Assistant Director of the Correctional Programs Division, in that order.
- 20) **UNAUTHORIZED DISCLOSURE:** With respect to the data provided pursuant to this agreement, the CIC will immediately, or no later than within one hour of

discovery, notify the BOP Chief Information Security Officer at (202) 307-3065 or (202) 307-6667. In the event of any actual or suspected breach of such personally identifiable data, i.e., loss of control, compromise, unauthorized disclosure, access for an unauthorized purpose, or other unauthorized access, whether physical or electronic, including exposure of a D.C. Code inmate's data to an unauthorized individual, including another inmate. If the data breach occurs outside of regular business hours for the BOP's Central Office and neither the BOP Chief Information Officer (CIO) nor the Chief Information Security Officer (CISO) can be reached, the CIC will call the DOJ Computer Emergency Readiness Team (DOJCERT) at 1-866-US4-CERT (1-866-874-2378) within one hour of discovery of the unauthorized disclosure.

- 21) **LIABILITY:** Each party is responsible for any liability arising from its own conduct. Each party shall cooperate with the other party in the investigation and resolution of claims arising from the agreement. Neither party shall be responsible for delays or failures in performance arising from acts beyond the reasonable control of the party.
- 22) **PERIOD OF AGREEMENT:** This agreement will expire three (3) years after the last effectuating signature. Parties shall begin review and discussion of the renewal of the MOU six (6) months prior to the date of its expiration. The six-month review period will allow the BOP and the CIC to each have two months for review and comment of the MOU. The latter two months will be used to discuss, negotiate, and finalize the MOU between the two parties prior to the expiration of the MOU. If a new MOU is not executed prior to its expiration, the CIC may not tour a facility until a new MOU is executed.
- 23) **MODIFICATION PROCEDURES:** Either party may initiate modifications to the agreement, which shall be mutually agreed upon in writing, except for terminations.
- 24) **TERMINATION:** Either party, upon 60 days written notice to the other party, may terminate this agreement. In the event of approaching expiration or of notice of termination, parties will make every effort to renegotiate to ensure the CIC is able to fulfill its statutory obligation pursuant to the National Capital Revitalization and Self Government Improvement Act of 1997, P.L. 105- 33, Section 11201; 111 Stat. 251.
- 25) **POINTS OF CONTACT:** Each party will provide to the other party, and update as necessary, the names and contact information for the following points of contact for all matters related to this Agreement. At the time of signature:

For BOP:
Catricia Howard, Assistant Director
Correctional Programs Division

For CIC:
Donald L. Isaac, Sr.
Executive Director

Federal Bureau of Prisons
Phone: (202) 353-4597
Mobile: (570) 238-4650
Email: c4howard@bop.gov

D.C. Corrections Information Council,
Phone: (202) 727-8183
Mobile: (202) 427-7620
Email: donald.isaac@D.C.gov

SIGNATURES:

FOR THE D.C. CORRECTIONS INFORMATION COUNCIL:

Donald L. Isaac
Donald L. Isaac, Sr., Executive Director
DC Corrections Information Council

12/19/22
Date

FOR THE FEDERAL BUREAU OF PRISONS:
Digitally signed by CATRICIA
CATRICIA HOWARD HOWARD
Date: 2022.11.28 12:41:30 -0500

Catricia Howard, Assistant Director
Correctional Programs Branch

Date

Christina
Carroll
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Christina Carroll
Date: 2022.11.28 11:53:46
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Christina Carroll, Chief
Procurement Management Section

Date



U.S. Department of Justice
Federal Bureau of Prisons
Federal Correctional Complex
Petersburg, Virginia

*1060 River Road
Hopewell, VA 23860*

August 22, 2022

Donald Isaac, Executive Director
DC Corrections Information Council
1400 I Street, NW
Suite 400
Washington, DC 20001

Dear Mr. Isaac,

This letter is in response to the draft inspection report received regarding the Corrections Information Council's (CIC) visit to the Federal Correctional Complex (FCC) Petersburg on December 4-6, 2021.

The Bureau is committed to ensuring the safety and security of our staff, the public and all inmates in our custody. Allegations of misconduct are thoroughly investigated and based on the findings, appropriate action is taken, if necessary.

I offer the following responses to the statements and recommendations in the report:

1. **Recommendation:** The BOP should fund and complete appropriate building repairs at FCI Petersburg, including resolving water leaks, to ensure that residents are housed in safe and healthy conditions.

Response: FCC Petersburg is in Phase I of constructing a new dining facility which is 92% complete. FCC Petersburg has requested funding for Phase II of the dining facility project through the appropriate national funding protocol. Upon completion, inmates at the Low Security facility will have the ability to sit and eat hot meals. The Facilities Department continues to monitor all areas and complete repairs, as needed.

2. **Recommendation:** The BOP should provide a functional dining facility at the Low Security facility, where residents can sit and eat hot meals.

Response: FCC Petersburg is constructing a new dining facility which is dependent upon national funding. However, the building is 92% completed. Once completed, inmates at the Low Security facility will have the ability to sit and eat hot meals.

3. **Recommendation:** The executive staff should resume GED testing at the Medium facility and increase staffing within the Education Department to ensure teachers are available to teach classes.

Response: To mitigate the spread of COVID-19, GED classes were suspended. However, FCC Petersburg's Education Department resumed GED testing as of March 2022. The Education Department is currently staffed at 95%, with one vacancy, which has been announced for hire.

4. **Recommendation:** The facility should supply residents in the SHU with adequate toilet paper.

Response: FCC Petersburg issues inmates housed in the Special Housing Unit (SHU) toilet paper three times a week. If needed, inmates may request additional toilet paper at any time. However, inmates are expected to utilize toilet paper for its intended purpose.

5. **Recommendation:** The facility should increase reentry efforts with more staffing and information for the DC population.

Response: FCC Petersburg encourages the CIC or its partner organizations to provide the institution Executive Assistant/Public Information Officer or the Bureau Coordinator with any additional DC resources for DC offenders to assist with ensuring a successful transition back to the District of Columbia. The information will be reviewed and provided to the Re-Entry Affairs Coordinator for dissemination to the inmate population, if approved. The DC CIC may also encourage individuals from the District of Columbia to apply as volunteers to provide services and information beneficial to inmates returning to the District of Columbia. As of May 2022, one additional Reentry Affairs position was announced for hire.

Regards,



Rick Stover, Administrator
Correctional Programs Division

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS**



May 19, 2022

Reverend Donald L. Isaac
Executive Director
Corrections Information Council
1400 I Street, NW
Washington, DC 20005

Dear Director Isaac:

Thank you for the opportunity to provide a response to the Corrections Information Council (CIC) report of the Department of Corrections (DOC) Central Cell Block (CCB). CIC inspected CCB on April 5, 2022. We appreciate our ongoing partnership with the CIC, whereby we look to seek improved circumstance and outcomes for District of Columbia inmates returning to the community.

DOC was mandated to assume operations of the CCB in 2012. Previous to that, the operations of the facility was under the Metropolitan Police Department. Like all District government facilities, CCBs building maintenance is managed by the Department of General Services (DGS). All onsite mechanical and environmental concerns are identified by DOC staff, and reported to the DGS for repair and or replacement.

DOC continues to be appreciative for CIC's follow-up and recommendations that seek to ensure improvements. With that said, below you will find DOC's response to specific recommendations.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS



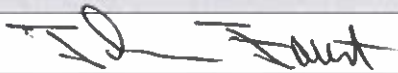

Office of Internal Control Compliance and Audit
Inspection Response: Action Plan

Audit Name: Corrections Information Council

Audit Period: April 5, 2022

Facility: Central Cell Block

Prepared By: Gloria J Robertson, Compliance and Review Officer

Document Owner(s)	Job Title	Approval	Date
	Director	Thomas Faust	5-20-22
	Compliance and Review Officer	Gloria J Robertson	May 19, 2022

CIC Recommendations:

1. *Mattresses are issued, at least in special circumstances.*
2. *All maintenance issues concerning plumbing, cells, and handicapped assistance equipment be addressed in a timely fashion..*

DOC Response to CIC Recommendations:

1. As of April 16, 2022, mattresses are issued to all pregnant female arrestees and all arrestees that arrive on Saturday's after the last Saturday court hearing. Arrestees maintain those mattresses until they are released or transferred. CCB staff clean, disinfect, dry and properly store mattresses between uses.
2. CCB staff email DGS a maintenance, environmental and sanitation report, daily. The report includes a description of the deficiency, the date(s) identified, and the date(s) for abatement.

**District of Columbia
Corrections Information Council**



**District of Columbia
CENTRAL CELL BLOCK**

Report on Findings and Recommendations

May 5, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

1400 Eye Street NW – Suite 400
Washington, DC 20005
Phone: (202) 478-9211
Email: dccic@dc.gov
Website: <https://cic.dc.gov/>

Central Cell Block Profile

Dates of Inspection: April 5, 2022

Location: 300 Indiana Ave, NW

Average Stay: 24 hours

Rated Capacity: 110

Population on 4/5/2022: 40 (6 are women)

Introduction

Central Cell Block (CCB) is part of the DC Department of Corrections (DOC). When an individual is arrested, they are usually taken to a police precinct for processing. Afterwards, they are taken to CCB where they are reprocessed and temporarily housed in a cell. The next day, the individual attends court, either physically or virtually to determine if their release is appropriate. If not released, he or she is transported to the Central Detention Facility (CDF) to await further judicial proceedings.

The inspection on April 5, 2022 was premised upon assessing the current status of prior recommendations. The Corrections Information Council (CIC) previously inspected CCB on May 5, 2021, and made several recommendations, including to fix both video screens used for court appearances, ensure that all the cells are operable in CCB, hire more staff, and repair the source of regular flooding. Of these recommendations, CCB fixed the video screens and hired additional staff. At the CIC's initial inspection there were only eight employees on each shift. On the current inspection there were thirteen employees on the morning shift (5AM – 1PM), ten on the afternoon shift (1PM – 9PM), and twelve on the midnight shift (9PM -5AM).

The CIC provided the DOC with a draft version of this report for review of factual information and an opportunity to respond prior to publication. The DOC indicated that “DGS is responsible for all building maintenance, repair, fire suppressant system, and that the DOC is responsible for reporting issues that may arise from daily inspections, and/or in the process of daily duties.”

Key Findings

The CIC highlights the following:

Medical

- There is a machine to check temperatures at the entrance of the facility.
- There are four staff members on the day shift and four on the night shift. They work twelve-hour shifts.
- There are no psychiatrist or psychologist on site, but medical personnel can dispense certain mental health medications.
- Officers provide medical staff with an intake sheet that includes the primary language of limited or non-English proficient individuals.
- If there is a medical emergency, staff calls 911 and waits for an ambulance to arrive.
- All medical personnel for DOC facilities are contracted from Unity Healthcare.
- If an arrestee is positive for COVID -19, he or she is housed on the backside of CCB in a single cell and provided personal protective equipment.
- During the intake process, staff must ask arrestees if they have any medical issues.
- If an arrestee possesses mental health issues that CCB cannot address, the arrestee is sent to the Comprehensive Psychiatric Emergency Program (CPEP).

Housing

Max Capacity: 110

Current Population: 40 (6 women)

- Male arrestees are housed on the bottom tier.
- Female arrestees are housed on the top tier.
- Transgender arrestees are housed depending on their chosen identity.
- Handicapped women are not currently housed at CCB. They must remain at the precinct.
- There are two safe cells equipped with cameras for those who pose a serious threat to themselves or others.
- Arrestees are currently housed alone in cells. During the weekend, double bunking may be required due to the rise in population.
- If the facility reaches capacity, arrestees are returned to their original police precinct before they are transported to court.
- There are no mattresses at CCB.
- Reportedly, there are plans to relocate the CCB.

Maintenance

- DOC is not responsible for maintenance at CCB. Department of General Services (DGS) is responsible for all maintenance.
- CCB has submitted work orders to DGS since 2021 for various maintenance issues. The issues are not yet resolved.

- There are 25 cells that are inoperable.
- There are three handicapped cells, but only two are functional.
- There is a terrible stench throughout the facility caused by plumbing issues and the sump pump.
- There are two handicapped lifts, but only one is functional.

Court

- There are two rooms for virtual court appearances, which contain a desk, chair, and a screen equipped with a camera.
- Only about half of the arrestees are physically going to court. The other half attend court virtually.
- Arrestees subject to District Court participate in their proceedings via phone.
- Lawyers are permitted to come into CCB to visit with their clients prior to their court proceedings.

Staffing

- There are five vacancies at CCB.
- Twelve officers, one of whom is bilingual, work the midnight shift (9PM – 5AM).
- Ten officers, two of whom are bilingual, work the afternoon shift (1PM – 9PM).
- Thirteen officers work the morning shift (5AM – 1PM).
- DOC is looking for an additional bilingual staff member to work the morning shift.

Food

- Food is delivered at 5AM and 6PM by Holder Enterprises.
- Food consists of cold cut sandwiches, juice, water, and potato chips.
- There are vegetarian and vegan options for those with dietary restrictions.

Recommendations

Based on the inspections of the CCB, the CIC makes the following recommendations:

- The CIC recommends that mattresses are issued in extraordinary circumstances.
- The CIC recommends that all maintenance issues concerning plumbing, cells, and handicapped assistance equipment be addressed in a timely fashion.*

* **DOC response:** “Department of General Services (DGS) is responsible for all building maintenance of CCB. DOC is responsible for reporting issues that may arise from daily inspections, and/or in the process of daily duties.”

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS**



May 19, 2022

Reverend Donald L. Isaac
Executive Director
Corrections Information Council
1400 I Street, NW
Washington, DC 20005

Dear Director Isaac:

Thank you for the opportunity to provide a response to the Corrections Information Council (CIC) report of the District of Columbia Department of Corrections (DOC) Central Detention Facility (CDF). CIC inspected CDF on March 24, 2022. We appreciate our ongoing partnership with the CIC whereby we look both to seek improved circumstance and outcomes for District of Columbia inmates returning to the community.

CDF has been accredited by the American Correctional Association (ACA) since 2009. Accreditation is a system of verification that correctional agencies/facilities comply with national standards promulgated by the ACA. Accreditation is achieved through a series of reviews, evaluations, audits and hearings. To achieve accreditation a facility must comply with 100% of applicable mandatory standards and at least 90% of applicable non-mandatory standards. Under some circumstances, the ACA may waive certain accreditation standards. There are different standards for different types of facilities, such as adult correctional institutions, jails, juvenile detention facilities and boot camp programs. In addition to its initial accreditation, DOC has achieved reaccreditation, which is conducted every three years, on three occasions. DOC's reaccreditation audit is expected to occur in August 2022.

DOC's medical program is not only accredited by the American Correctional Association, but also the National Commission on Correctional Health Care (NCCHC) since 2001. NCCHC's goal is to improve the quality of health care in jails, prisons and juvenile confinement facilities. NCCHC establishes standards for health services in correctional facilities, operates a voluntary accreditation program for institutions that meet those standards, produces resource publications, conducts educational conferences and offers certification for correctional health professionals.

DOC will continue to be appreciative for CIC's follow-up and recommendations that seek to ensure improvements. With that said, below you will find DOC's response to specific findings and recommendations.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS



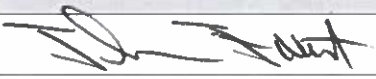

Office of Internal Control Compliance and Audit
Inspection Response: Action Plan

Audit Name: Corrections Information Council

Audit Period: March 24, 2022

Facility: Central Detention Facility

Prepared By: Gloria J Robertson, Compliance and Review Officer

Document Owner(s)	Job Title	Approval	Date
	Director	Thomas Faust	5/20/22
	Compliance and Review Officer	Gloria J Robertson	May 19, 2022

A. CIC Findings for Restrictive Housing:

1. *South 1: Residents complained that staff were unresponsive to grievances.*
2. *South 1: The visiting screen in this unit was broken and had been for several weeks. Residents who were allowed visitation privileges could not use it.*
3. *South 1: The TV is broken*
4. *South 1 and North 1: Some residents complained that their time in restrictive housing exceeded their time required by the Adjustment Board.*
5. *South 1: One of the shower areas appeared to have dried up feces on the wall.*
6. *South 1: Residents complained that - prior to the CIC visit - they had not received cleaning supplies in over a week.*
7. *North 1: Some residents complained that there was no ventilation in their cells.*
8. *North 1: There is no access to tablets or phones in this unit.*
9. *North 1: A lot of residents in this unit miss their one hour of recreation because staff walk the tier at 5:00 AM to see who wants to participate, but most residents are sleep so staff just continue walking.*

A.1 DOC Response to Restrictive Housing Unit Findings:

1. DOCs Inmate Grievance Procedures (IGP) department reviews and processes the initial submission of the inmate grievance which includes assigning the grievance to the proper division/department responder and the provision of the due date of the response. DOC is in the process of implementing new procedures to address IGPs in a more timely and efficient manner. DOCs policy revisions and training of all staff involved in the process is moving forward, and is anticipated to be complete by July 1, 2022.
2. The screen is operable, and residents have been receiving visits. There are two screens on South 1, only one resident is allowed to have a visit at a time because it is a restrictive housing unit.
3. The television was replaced on April 7, 2022.
4. We cannot provide a comprehensive response without knowing the identity of the resident(s). Residents are released from restrictive housing when their disciplinary restrictive housing time has expired unless they need to be seen by the housing board. If a resident received disciplinary restrictive housing time by the adjustment board, the resident will be seen by the housing board before the resident's disciplinary restrictive housing time has ended. If the adjustment board dismisses a case or finds a resident not guilty, a referral to the housing board is immediately made. The resident will be placed on administrative restrictive housing pending a housing board review.
5. Lieutenant's assigned to the restrictive housing unit's are tasked with ensuring the showers are cleaned throughout the day before showers begin, periodically between showers and at the end of all showers for the day.
6. Cell cleaning is done daily on every unit. Residents are provided micro-fiber towels soaked with an EPA approved cleaner and disinfectant that kills COVID-19. Residents may request additional cleaning supplies when needed. The on-unit supervisor oversees this process.
7. DOC has an outside contractor, AL Merton, that partners with our maintenance HVAC team to assist with all preventative maintenance issues within the facility on a daily occurrence. Adjustments are made as needed.

8. There are limited tablets in the unit for those who are not on loss of privileges. If a legal call needs to be made, these are made in the supervisor's office.
9. The out of cell time on North 1 is two hours. Officers ask residents if they want recreation when the count is done in the morning. Those that agree are removed from their cells at scheduled times.

CIC Findings for Open Population:

1. *Southeast 1, Southwest 3 and Northwest 1: Residents mentioned that the food lacks variety. All dinner meals are cold cut sandwiches or peanut butter every day.*
2. *Southeast 1: Residents reported no ventilation in the unit.*
3. *Southwest 3: Residents stated that there is no ventilation in the cells.*
4. *Southeast 1: Residents mentioned that they are not getting responses to their grievances.*
5. *Southwest 3: Residents mentioned not having outside recreation in months.*
6. *Southwest 3: There are five visitation screens in this unit, but only two are operable.*
7. *Southwest 3: Some residents stated that there is no hot water in the cells and sometimes showers.*
8. *Southwest 3: One resident mentioned not having lights in his cell for three weeks.*
9. *Southwest 3: One resident mentioned that his toilet was broke for four days and had feces in it.*
10. *Southwest 3: Some residents mentioned mold in certain cells, but the CIC was unable to confirm due to fresh paint on those areas.*
11. *Northwest 1: The unit was recently under renovation due to maintenance issues. Residents moved back to this unit because they had previously been moved to another unit. Most residents complained about not having tablets, because the tablets remained in the previous housing unit.*
12. *Northwest 1: Four phones in this unit are broken.*
13. *Northwest 1: One of the showers was broken.*
14. *Northwest 1: Two visiting screens in this unit are broken.*
15. *Northwest 1: The fans are still caked with dust, there is no ventilation in the unit, and the unit is hot.*
16. *Northwest 1: Residents reported that outside recreation rarely occurs, and they would like fresh air.*
17. *Northwest 1: Residents mentioned that the TV room needs its own fan, and the TV only has four channels.*

DOC Response to Open Population Findings:

1. At the time of report, the dinner menu was a cold meal. Every week the menu is comprised of turkey, salami, bologna, ham, peanut butter and hard cooked eggs. However, beginning May 9, 2022, the hot meals switched to breakfast and dinner. The cold meal is served at lunch. (See Attachment 1- Proposed Menu). The proposed menu is secondary to inmate preferences. The items are being reviewed based on likes and dislikes, and changes are being made.
2. DOC has an outside contractor, AL Merton, that partners with our maintenance HVAC team to assist with all preventative maintenance issues within the facility on a daily occurrence. Adjustments are made upon request, and when necessary.
3. DOC has an outside contractor, AL Merton, that partners with our maintenance HVAC team to assist with all preventative maintenance issues within the facility on a daily occurrence. Adjustments are made when necessary.

4. DOCs IGP department reviews and processes the initial submission of the inmate grievance which includes assigning the grievance to the proper division/department responder and the provision of the due date of the response. DOC is in the process of implementing new procedures to address IGPs in a more timely and efficient manner. DOCs policy revisions and training of all staff involved in the process is moving forward, and is anticipated to be completed by July 1, 2022.
5. Outside recreation is based on weather, and any security concerns. When COVID-19 was at its peak outside recreation was cancelled. If there is increment weather, recreation may be cancelled, and ongoing construction that affects the recreation yard has also created cancellations. However, residents have the ability to recreate inside of their housing units which includes but is not limited to basketball, board games, and movies.
6. Visitation units are in the process of being repaired. However, residents housed in the unit, still receive video visitation.
7. Shower temperatures are adjusted as necessary and are monitored weekly. Officers inspect the inmate cells and common areas of the housing unit, daily. This includes the cell sink, and showers. All issues such as a not hot water is reported to our maintenance department, and the inmate is moved to another cell. Maintenance issues are investigated and addressed (depending on the repair) within 8-72 hours, Monday through Friday, or the next business day according to the priority status of the complaint. Lack of hot water is a priority one maintenance problem therefore; every effort is made to abate the issue within 8 hours of the initial report.
8. Officers conduct cell inspections, daily. All issues such as an inoperable light is reported to our maintenance department, and the inmate is moved to another cell. Maintenance issues are investigated and addressed (depending on the repair) within 8-72 hours, Monday through Friday, or the next business day according to the priority status of the complaint. Lights are priority one maintenance problem therefore; every effort is made to abate the issue within 8 hours of the initial report.
9. Officers conduct cell inspections, daily. If a resident's cell becomes inoperable e.g. toilet, sink or light is not working, maintenance is notified and that inmate is relocated to another cell. Maintenance issues are investigated and addressed (depending on the repair) within 8-72 hours, Monday through Friday, or the next business day according to the priority status of the complaint. Inoperable toilets are priority one maintenance problems therefore; every effort is made to abate the issue within 8 hours of the initial report.
10. When mold is reported, either by a resident or staff, the sanitarian or risk manager are notified and respond to the area for inspection. If it is confirmed as mold, the sanitarian and/or risk manager will have the inmate relocated to another cell. All cells are taken offline when mold is identified until it has been remediated. Most cells are abated within 48-hours.
11. The residents in Northwest 1, inconsistently return the tablets to the charging stations. The tablets must be in the charging stations to download updates. During a recent cell search for Global Tel Link (GTL) tablets, 15 were recovered. They were given to DOCs vendor, GTL to update and were returned to the unit.
12. Broken phones are in the process of being repaired.
13. There have been no issues reported for the month of March 2022, in our system, for a broken shower. Officers conduct unit inspections, daily. Issues such as an inoperable shower is reported to our maintenance department. Maintenance issues are investigated and addressed (depending on the repair) within 8-72 hours, Monday through Friday, or the next business day according to

the priority status of the complaint. Showers are priority one maintenance problem therefore every effort is made to abate the issue within 8 hours of the initial report.

14. Visitation units are in the process of being repaired. However, residents in Northwest 1 continue to receive visits. Northwest 1 population fluctuates between 90- 105. The video visitation screens were placed on the unit based on its capacity of 160 residents.
15. We have ordered new high dusters to clean the mounted fans. May 1, 2022, maintenance turned off the heat and began running the chillers.
16. Outside recreation is based on weather, and any security concerns. When COVID-19 was at its peak outside recreation was cancelled. If there is increment weather, recreation may be cancelled, and ongoing construction that affects the recreation yard has also created cancellations. However, residents have the ability to recreate inside of their housing units which includes but is not limited to basketball, board games, and movies.
17. Fans will not be placed in the dayroom. The channels available to the inmate population are the channels available in the District.

CIC Recommendations:

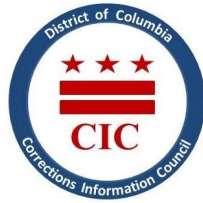
1. *The DOC should perform maintenance on all inoperable visiting screens in restrictive housing and general population units.*
2. *Residents should receive maintenance in a timely fashion when there are issues with toilets, lights, and sinks in their cells.*
3. *Repair the ventilation and air conditioning systems throughout the facility.*
4. *Develop a system for issuing the GTL tablets so that everyone in each housing unit has an opportunity to use them.*
5. *Develop and utilize a consistent outside recreation schedule.*
6. *Provide hot meals for dinner.*
7. *Repair the phones in units where they are not working.*
8. *Restrictive Housing Units should receive cleaning supplies daily.*

DOC Response to CIC Recommendations:

1. ViaPath (Vendor) has confirmed that all pending repairs to visitation stations will be completed by April 27, 2022. Residents in those units have been and continue to receive visits.
2. Officers conduct cell and common area housing unit inspections, daily. If an issue is found e.g. toilet, sink, light is not working, maintenance is notified and the resident is relocated to another cell. Maintenance issues are investigated and addressed (depending on the repair) within 8-72 hours, Monday through Friday, or the next business day according to the priority status of the complaint. DOCs priority program consists of:
 - a. **Priority One** maintenance problems pose immediate health or safety concerns such as sewage spills, non-functional toilets or sinks in cells, major leaks, power failures, no light in cells, exposed wires, non-functioning security doors, major air quality issues and cell temperatures in indoor living and work areas are appropriate to the summer and winter comfort zones and temperature is mechanically raised or lowered to acceptable comfort levels. Priority one problems are considered top priorities and every effort shall be to correct these deficiencies within 8 hours of the initial report.

- b. **Priority Two** maintenance problem are minor or routine deficiencies such as leaking faucets, non-functioning plumbing fixtures outside of cells, door and lock repairs on non-security doors, replacement of light bulbs, filter changes on equipment, wall repair and painting, etc. Priority two problems are addressed during the normal work planning schedule.
 - c. **Priority Three** maintenance problems. are non-emergency routine items and projects requiring advance planning or lead time. Actions include common area painting, planned renovations, or deferred maintenance tasks awaiting parts, contractor involvement or other special circumstances. Priority three problems are scheduled and completed in a timely manner as resources allow.
3. DOC has an outside contractor, AL Merton, that partners with our maintenance HVAC team to assist with all preventative maintenance issues within the facility on a daily occurrence. Adjustments are made as needed.
 4. DOC has an issuance system. (See Attachment 2- March and April 2022 Tablet Issuance Schedule).
 5. DOC has an outside recreation schedule. Following it depends on the weather and staffing. See Attachment 3- Recreation Schedule April 2022.
 6. On May 9, 2022, DOC changed the hot meal to dinner. (See Attachment 1- Proposed Menu).
 7. ViaPath has confirmed that all pending repairs will be completed ASAP once needed hardware is available.
 8. All units currently receive cleaning chemicals daily and supplies weekly or as needed.

**District of Columbia
Corrections Information Council**



**District of Columbia
Central Detention Facility**

Report on Findings and Recommendations



May 5, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

1400 Eye Street NW – Suite 400
Washington, DC 20005
Phone: (202) 478-9211
Email: dccic@dc.gov
Website: <https://cic.dc.gov/>

Central Detention Facility Profile

Dates of Inspection: March 24, 2022

Location: SE, Washington, DC

Security Level: Minimum, Medium,
Maximum

Rated Capacity: 2,160

Population on 2/26/2022: 972

Introduction

The Central Detention Facility is comprised of 18 housing units. The CIC visited five of the eighteen housing units. The CIC also visited the infirmary and the Inmate Reception Center (IRC) where residents are processed once they arrive at the facility.

During the previous inspection of CDF, the CIC made several recommendations and of those recommendations two were implemented. The two recommendations were to address the connectivity issues for the tablets and provide inmate grievance forms within restrictive housing in English and Spanish.

The CIC provided the DOC with a draft version of this report for review of factual information and an opportunity to respond prior to publication. The DOC did not require any substantive amendments to this report.

Key Findings

The CIC highlights the following:

Programming

- Residents must be vaccinated to participate in programs outside of the housing units.
- No more than ten residents are allowed at the chapel for any program or religious service.
- Residents are able to utilize American Prisoner Data System (APDS) tablets while in Restrictive Housing and some can use the Global Tel Link (GTL) tablets while in Restrictive Housing depending upon whether or not their privileges are intact.
- APDS tablets are for educational purposes only and GTL tablets are for communication and entertainment purposes.

South 1 (Restrictive Housing)

Population: 36

Unit Capacity: 76

- There are five GTL tablets and twelve APDS tablets in this unit. During the CIC's last inspection, there were no tablets.
- The visiting screen was broken and had been for several weeks. Residents who were allowed visitation privileges could not participate.
- Inmate Grievance Forms (IGP) were present in this unit. During CIC's last inspection, there were no IGPs.
- Residents stated that staff were unresponsive to grievances.
- The TV is broken.
- Some residents reported that staff exceeds the time they are required to stay in restrictive housing.
- One of the shower areas appeared to have dried up feces on the wall.
- Residents reported that - prior to the CIC visit - they had not received cleaning supplies in over a week.

North 1 (Restrictive Housing)

Population: 63

Unit Capacity: 140

- There were IGPs present. During the CIC previous inspection, there were no IGPs present.
- Some residents reported that there was no ventilation in their cells.
- There is no access to tablets or phones in this unit.
- Residents indicated that their time in restrictive housing exceeded the time required by the Adjustment Board.
- A lot of residents in this unit miss their one hour of recreation because staff walk the tier at 5:00 AM in the morning to see who wants recreation, but most residents are sleep so staff just continue walking.

Southeast 1(Lead Up/Lead Out)

Population: 41

Unit Capacity: 45

- This unit is a specialized program unit.
- 9AM – 3PM is reserved for class time in this unit.
- There were English and Spanish pamphlets in the unit advertising different vocational training opportunities and religious services.
- There is a CDL and CTECH program in this unit where residents can get hands on training.
- The majority of residents said the program unit is good, and residents receive tools necessary to be successful.
- Residents reported no ventilation in the unit.
- Residents mentioned that they are not getting responses to their grievances.

- Residents mentioned that the food lacks variety. All dinner meals are cold cut sandwiches or peanut butter every day.

Southwest 3 (General Population)

Population: 93

Unit Capacity: 160

- Residents mentioned not having outside recreation in months.
- Residents stated that there is no ventilation in the cells.
- Residents stated that they are fed cold cut sandwiches daily for dinner.
- There are five visitation screens in this unit, but only two are operable.
- Some residents stated that there is no hot water in the cells and sometimes showers.
- One resident mentioned not having lights in his cell for three weeks.
- One resident mentioned that his toilet was broke for four days and had feces in it.
- Some residents mentioned mold in certain cells, but the CIC was unable to confirm due to fresh paint on those areas.

Northwest 1 (General Population)

Population: 85

Unit Capacity: 160

- The unit was recently under renovation due to maintenance issues. Residents moved back to this unit because they had previously been moved to another unit.
- Most residents complained about not having tablets, because the tablets remained in the previous housing unit.
- Four phones in this unit are broken.
- One of the showers was broken.
- Two visiting screens in this unit are broken.
- The fans are still caked with dust, there is no ventilation in the unit, and the unit is hot.
- Residents stated that dinner consists of cold cut sandwiches daily.
- Residents reported that outside recreation rarely occurs, and they would like fresh air.
- Residents mentioned that the TV room needs its own fan, and the TV only has four channels.

Medical Services:

- Unity Health Care provides medical services.
- Staff and residents reported that medical services are overall good.
- There are three safe cells.
- Mental health clinicians and Urgent Care are available 24/7. There are seven mental health offices.
- According to the medical director, residents are seen within 24 hours of submitting a sick call request, as opposed to the previously reported 48 hours.
- There is also Language Access assistance for those who speak different languages.

- There are no positive COVID cases.

Inmate Reception Center (IRC):

- During intake, a COVID test is administered immediately to the residents.
- Residents must take a STD test, and women must take a pregnancy test.
- Unity Health performs all testing and screenings.
- According to staff, there are always two psychiatrists at intake, medical doctors, and nurses. Language Access is available for any non or limited English proficient person.

Recommendations

Based on the inspection of the CDF, the CIC makes the following recommendations:

- The DOC should perform maintenance on all inoperable visiting screens in restrictive housing and general population units.
- Residents should receive maintenance in a timely fashion when there are issues with toilets, lights, and sinks in their cells.
- Repair the ventilation and air conditioning systems throughout the facility.
- Develop a system for issuing the GTL tablets so that everyone in each housing unit can use them.
- Develop and utilize a consistent outside recreation schedule.
- Provide hot meals for dinner.
- Repair the phones in units where they are not working.
- Restrictive Housing Units should receive cleaning supplies daily.



CORRECTIONS INFORMATION COUNCIL

FY 2022 PERFORMANCE AND ACCOUNTABILITY REPORT

JANUARY 15, 2023

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1 CORRECTIONS INFORMATION COUNCIL

Mission: The District of Columbia Corrections Information Council (CIC) is an independent monitoring body mandated by the US Congress and the DC Council to inspect, monitor, and report on the conditions of confinement at facilities where DC residents are incarcerated.

Services: The Corrections Information Council operates through the following program: Prisoner Well-Being – provides comprehensive inspections of Federal Bureau of Prisons and Department of Corrections facilities and contract facilities where District residents are incarcerated. The CIC makes recommendations to maintain or improve the conditions of confinement and well-being of District residents in these facilities.

2 2022 ACCOMPLISHMENTS

Accomplishment	Impact on Agency	Impact on Residents
The CIC revised the format of reports to increase the timeliness and effectiveness of communications to the DOC and BOP.	The agency has increased productivity in order to enhance our mission to report on conditions of confinement.	Communications to the DOC and BOP regarding conditions of confinement are faster, which results in a better information exchange amongst the entities.
The CIC consulted, collaborated, and partnered with external entities to facilitate efforts for effectively reporting on conditions of confinement and providing educational information to the incarcerated population.	Those partnerships aid in facilitating more access to information in order to effectively report on conditions of confinement.	Those relationships aid in facilitating the acquisition of more information and resource referrals for - and on behalf of those who are pre and post release.
The CIC increased activity, visibility, and accessibility across its website, social media, and digital communications platforms.	This accomplishment allows the agency to diversify its communication platforms in order to provide key information to a wider audience.	This accomplishment serves as another medium of communication in order to communicate with residents regarding updates on key issues. It provides an alternative mechanism through which information is received for ease of accessibility.

3 2022 OBJECTIVES

Strategic Objective	Number of Measures	Number of Operations
Improve transparency of the corrections systems through inspections and monitoring.	1	1
Provide information and education on conditions of confinement, programs, and prison reentry to inform and empower inmates, the community, and policy decision-makers.	1	3
Provide recommendations to improve conditions of confinement, policies, and procedures affecting incarcerated residents to improve public safety.	0	1
Improve the transparency of CIC operations, including how the CIC selects facilities to inspect, and how the CIC stores and uses information from stakeholders.	1	1

4 2022 OPERATIONS

Operation Title	Operation Description	Type of Operation
Improve transparency of the corrections systems through inspections and monitoring.		
Inspections and Reports	Inspect Bureau of Prisons and Department of Corrections facilities, monitor changes, and write and publish inspection reports.	Daily Service
Provide information and education on conditions of confinement, programs, and prison reentry to inform and empower inmates, the community, and policy decision-makers.		
Thematic Reports	Provide briefs and reports on systemic issues affecting inmates in Bureau of Prisons or Department of Corrections facilities.	Key Project
Data Reporting	Develop independent content on the information received directly about the Bureau of Prisons and Department of Corrections, and regularly disseminate that information via agency newsletters, the dashboard, and other media platforms.	Key Project
Community Outreach and Education	Attend events, host events, and communicate via the web, email, and social media in order to educate the community about issues related to confinement.	Daily Service
Provide recommendations to improve conditions of confinement, policies, and procedures affecting incarcerated residents to improve public safety.		
Relationship Building	Communication with Bureau of Prisons and Department of Corrections officials on conditions of confinement and community concerns.	Daily Service
Improve the transparency of CIC operations, including how the CIC selects facilities to inspect, and how the CIC stores and uses information from stakeholders.		
Scheduling	Create inspection schedules based on the incoming information, and draft a list of facilities to inspect at the beginning of the fiscal year.	Daily Service

5 2022 STRATEGIC INITIATIVES

In FY 2022, Corrections Information Council had 3 Strategic Initiatives and completed 66.67%.

Title	Description	Completion to Date	Update	Explanation for Incomplete Initiative
Quick Reference Info Sheets	Produce quarterly information sheets to educate the public on frequently asked topics regarding conditions of confinement.	Complete	There have been information sheets produced on a range of topics, including parole, RRCs, the First Step Act, and BOP facility populations.	
Condensed Reports	Produce at least one thematic report on the topics of parole and/or youth offenders.	Complete	The content and scope of the report required adjustment. A condensed reference sheet was produced on the same topic, and posted to the agency website, which was a more targeted synopsis of the strategic initiative's intended goal.	
Community Engagement Presentation	Host a community engagement presentation regarding the intersections of IRAA, conditions of confinement, and successful community reentry.	75-99%	The community engagement presentation is still in post production and scheduled to occur during FY2023.	This initiative is contingent upon completion of post production activities related to the information that will be highlighted throughout the presentation. The post production was not completed due to budgetary and timing considerations for the available post production companies, but the project will be completed for FY23.

6 2022 KEY PERFORMANCE INDICATORS AND WORKLOAD MEASURES

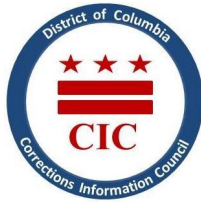
Key Performance Indicators

Measure	Directionality	FY 2020	FY 2021	FY 2022 Target	FY 2022 Q1	FY 2022 Q2	FY 2022 Q3	FY 2022 Q4	FY 2022	Was 2022 KPI Met?	Explanation of Unmet KPI
Improve transparency of the corrections systems through inspections and monitoring.											
Number of facilities housing DC residents that have been inspected during the fiscal year	Up is Better	4	9	6	Annual Measure	Annual Measure	Annual Measure	Annual Measure	9	Met	
Provide information and education on conditions of confinement, programs, and prison reentry to inform and empower inmates, the community, and policy decision-makers.											
Total number of CIC communications ready for publishing, including letters, bulletins, information sheets, and inspection, thematic, and annual reports.	Up is Better	New in 2021	23	20	Annual Measure	Annual Measure	Annual Measure	Annual Measure	36	Met	
Improve the transparency of CIC operations, including how the CIC selects facilities to inspect, and how the CIC stores and uses information from stakeholders.											
Estimated number of days to produce a first draft following an inspection.	Down is Better	New in 2021	120	120	Annual Measure	Annual Measure	Annual Measure	Annual Measure	45	Met	

Workload Measures

Measure	FY 2020	FY 2021	FY 2022 Q1	FY 2022 Q2	FY 2022 Q3	FY 2022 Q4	FY 2022
Inspections and Reports							
Number of facilities inspected	4	9	2	3	5	3	13
Number of inspections with expert participation	1	0	0	2	3	2	7
Number of facilities nationwide housing DC residents	121	119	119	119	119	112	112
Community Outreach and Education							
Number of community meetings and events attended by CIC	30	62	Annual Measure	Annual Measure	Annual Measure	Annual Measure	75
Number of CIC education presentations/events held	0	2	Annual Measure	Annual Measure	Annual Measure	Annual Measure	4
Number of bulletins produced	11	12	3	3	3	3	12
Relationship Building							
Number of inspection reports published	9	5	1	1	3	4	9
Number of thematic reports published	2	8	0	3	1	0	4
One Annual Report of CIC activities of prior fiscal year, per statute	1	1	Annual Measure	Annual Measure	Annual Measure	Annual Measure	1

**District of Columbia
Corrections Information Council**



USP Canaan
Report on Findings and Recommendations



January 5, 2023



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

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Facility Overview

Facility Profile

Dates of Inspection: August 16 & 17, 2022	Population total: 1,207
Location: Waymart, PA (262 miles from Union Station)	DC Population: 99
Inmate to Staff Ratio: 3.2:1	SHU Population : 216
Security Level: High	DC SHU Population: 14
COVID level: Yellow	Population of DC men surveyed: 49

Introduction

USP Canaan is located in Waymart, PA, 262 miles from Union Station. It is a high security US Penitentiary with an adjacent minimum security satellite camp. During the CIC site inspection on August 16 and 17, 2022, there were 99 residents at the high security penitentiary who were sentenced by DC Superior Court. No DC residents are housed at the satellite camp.

USP Canaan was operating on modified (yellow) protocols because of COVID. The most obvious modifications were that resident dining was grab and go¹ and the staff dining room was closed. The inspection consisted of a facility tour, opening and closing meetings with leadership staff, and interviews with 49 residents from DC. The Warden position is currently vacant; the Acting Warden is on a temporary assignment at USP Canaan from another institution. The tour was conducted by the Acting Executive Assistant, who had previously served as a Unit Manager. An expert on re-entry accompanying the CIC team met with the facility's Reentry Coordinator during the second day of the site inspection.

Five hundred twenty four of the 1,255 men at USP Canaan are age 34 and younger. There are seventy-three residents aged 55 years old or older. Sixteen of the older residents were sentenced by DC Superior Court. Two hundred and ninety-one of the 1,255 population is Muslim, the most frequently indicated religious preference.² Forty-seven of the 99 DC population identifies as Muslim. Eight hundred twenty-five of the 1,255 population in the institution is black. Three of the ninety-nine DC Code Offenders are white.

There are currently 32 staff vacancies at USP Canaan, including the medical officer, clinical director, chaplain, and 15 senior officers.

There have been three deaths during the prior twelve-month period.³ None of the deceased were from DC. In May 2022, a DC resident serving a federal sentence was sentenced to an additional 24 months for attempting to smuggle suboxone into the facility.⁴

¹ "Grab and Go" was the phrase used by staff at USP Canaan to describe hot or cold meals that are picked up in the dining hall and eaten on the units.

² Three hundred and thirty-eight residents indicated no religious preference.

³ One death was due to natural causes; one death was a suicide, and one death was a homicide.

⁴ Press release by the United States Attorney's Office Middle District of Pennsylvania dated May 12, 2022.

Key Findings

Programming⁵

- Survey respondents indicated a lack of access to programming.⁶
- Thirty-nine survey respondents reportedly have no access to vocational training.
- Only three survey respondents indicated they are currently participating in programming: one in RDAP and two in Culinary Arts.
- Fifteen survey respondents indicated they have not yet completed their GED; thirty-three survey respondents reported having a GED or high school diploma. Seventeen of the thirty-three stated they received their GED while incarcerated.⁷
- Four residents stated they had been denied from participating in RDAP.
- Two survey respondents stated they requested to participate in the Challenge Program; both were denied.
- Seventeen survey respondents reported that they could not go to the library due to COVID restrictions, and the library cart does not come to the housing units. Several residents stated that they purchased their own reading materials.

Response by the Bureau of Prisons: USP Canaan offers a variety of literacy, vocational, and First Step Act credited programs to all inmates. During inmate program review meetings, the Unit Team reviews an inmate's needs to make recommendations for programming. However, inmates are responsible for inquiring, signing up, and actively participating in programs for their re-entry needs.

Response by the Bureau of Prisons: The CIC did not provide specific inmate information to USP Canaan staff to review or address this claim. However, enrollment in RDAP is subject to specific criteria as outlined in as outlined in Program Statement 5330.11 CN-1, Psychology Treatment Programs.

Response by the Bureau of Prisons: The CIC did not provide specific inmate information to USP Canaan staff to review or address this claim. However, enrollment in the Challenge Program is subject to specific criteria, as outlined in Program Statement 5330.11 CN-1, Psychology Treatment Programs.

Response by the Bureau of Prisons: While movement was modified at various times throughout the COVID pandemic, inmates in all housing units were provided with opportunities to use the library in the Education Department. Inmates are also welcome to purchase their own reading materials, provided the materials are in compliance with Program Statement 5266.10, Incoming Publications.

⁵ Includes vocational and educational opportunities.

⁶ See chart on page 12.

⁷ See chart on page 12.

Reentry Planning

- Twenty-four survey respondents noted they were within 24 months of release.⁸
- Survey respondents indicated the lack of pre-release planning.⁹

Response by the Bureau of Prisons: Program Statement 5322.13. Inmate Classification and Program Review, outlines the frequency in which the Unit Team conducts inmate program review meetings with inmates. In accordance with the Second Chance Act of 2007, the Unit Team reviews inmates for Residential Re-Entry Center (RRC), or halfway house placement, 17-19 months of their projected release date to determine the inmate's re-entry needs. As outlined in Program Statement 5325.07. Release Preparation Program, guidance on Unit Release Preparation and is ordinarily discussed with inmates 11-13 months prior to the inmate's release. Release topics include, but are not limited to, release plans and transportation, conditions of supervision, if applicable, release funds, employment/housing, disposition of property, and personal identification.

The Reentry Affairs Coordinator at USP Canaan plays a vital role in providing re-entry programs, services and information for all inmates who are preparing for release. USP Canaan encourages the CIC or its partner organizations to provide the facility with any additional DC resources for DC offenders to assist staff with ensuring a successful transition back to the District for returning citizens. The DC Navigator booklet is located and accessible in the inmate library located within the Education Department and can be requested directly from the Reentry Coordinator.

Staff Interactions

- USP Canaan has been on lockdown seven times in the last 12 months.
- Several residents stated that staff were uncommunicative and do not provide information when residents seek services or are denied visitation.
- Residents stated that when residents ask about good time credits or points, they are dismissed without receiving information. Four residents stated that they had asked staff about sending and receiving mail and did not receive an answer.
- Nineteen survey respondents stated that unit officers are usually responsive to emergencies.

Response by the Bureau of Prisons: Program Statement 5322.13. Inmate Classification and Program Review, outlines the frequency in which the Unit Team conducts inmate program review meetings with inmates. During these meetings, inmates are provided with current information regarding their sentence computation and custody classification, and have opportunities to discuss any programming needs, release planning, or other concerns with their case manager. In addition, Unit Team staff are available during open house hours on a daily basis and inmates have the opportunity to address their concerns at that time as well as during meal times when Unit Staff are present. Inmates are also able to address mail questions or concerns with mailroom staff during open house hours twice weekly. The CIC did not provide specific inmate information to USP Canaan staff to review or address this claim further.

⁸ 60% of the population from DC currently at USP Canaan will be returning home with 24 months. Comparatively, almost 70% of the population currently at USP Canaan will be returning to the community within 24 months.

⁹ See chart on page 13.

Health Services

- USP Canaan medical care is Level 2
- There were mixed reviews regarding resident frequency and quality of medical care: 25 survey respondents rated it low, and six rated it high.
- Thirty survey respondents state that health care does not respond to sick call requests within 48 hours; four residents from DC have filed grievances about medical care.
- Eight of the fifteen chronic care residents reported that they were sometimes denied medical services and medications.
- Twenty of the survey respondents stated they had not seen the dentist at USP Canaan. One stated he had seen the dentist one time in five years. Another stated he saw the dentist three years ago. One noted that he needed dentures.

Response by the Bureau of Prisons: Health Services provides in person Sick Call Triage 5 days a week to inmates in general population, and 7 days a week to any inmate that may have restricted movement, such as inmates in the Special Housing Unit, in accordance with Program Statement 6031.04, Patient Care. This Sick Call Triage is conducted by a qualified medical provider, and each inmate is required to complete a Sick Call form. At the time of submission, each inmate will be asked additional questions or provided an examination to determine the severity of their concern. They may be seen at this contact or may be advised they will be scheduled in the near future depending on the information provided to the medical practitioner.

Response by the Bureau of Prisons: The CIC did not provide specific inmate information to USP Canaan staff to review or address this claim. However, USP Canaan does not deny medical services or medication to any inmate, and ensures all inmates receive medical care commensurate with community standards. USP Canaan adheres to Program Statement 6031.04, Patient Care. A physician sees all inmates assigned to a Chronic Care Clinic once every 12 months, or more often if clinically indicated. All medical staff use sound clinical judgement when providing care, which is not always agreed upon by the inmate. All inmates have a right to file grievances through the Administrative Remedy Program.

Response by the Bureau of Prisons: USP Canaan adheres to Program Statement 6400.03, Dental Services, which requires all inmates to be seen in chronological order from the date of their request for routine treatment. Inmates are put on the National Routine Treatment list after they have forwarded a written request to Dental Staff. All inmates are advised of this during intake procedures, as well as through the A&O Handbook. Dentures are considered routine treatment. Additionally, each inmate is afforded the opportunity for emergent dental treatment through dental sick call which is conducted in conjunction with regular Health Services Sick Call Triage.

Mental Health Services

- Of the eighteen survey respondents who affirmed they were currently prescribed mental health medication, twelve stated they are consistently receiving their mental health medication.

Special Housing Unit

- Ten survey respondents stated they have served time in the SHU at USP Canaan consecutively for 60 or more days.
- Psychology staff stated they conduct rounds once a week in the SHU; twenty survey respondents confirmed once a week availability for mental health staff.
- Fifteen survey respondents said they did not have access to recreation while in the SHU.
- Education staff stated they make rounds daily in the SHU; however, thirteen survey respondents said they did not have access to books or the law library while in SHU.

Response by the Bureau of Prisons: The Special Housing Unit (SHU) has a satellite library stocked with reading materials for the inmate population assigned in SHU, and a book exchange is conducted weekly. Officers exchange books on a one-for-one basis, with a maximum limit of two books per inmate. SHU is also equipped with an electronic law library, for which inmates must submit a written request to staff. Inmates must submit their requests in writing on a designated day of the week and will be scheduled to use the law library in accordance with their range assignments. Inmates are escorted to the law library during weekday evenings on their designated range day, with a make-up day provided on the weekend.

Daily Living¹⁰

- All survey respondents reported having access to showers.
- Twenty-three of the survey respondents said they do not have clean sheets or towels.
- Residents stated that they have not received new linens or blankets in close to a year.
- Fifteen survey respondents reported that they do not have access to clean clothes. Laundry is returned to residents discolored. “It comes back brown.” Several residents stated they handwash their own clothing and sheets.
- Residents reported that copies of residents’ incoming mail made by mailroom are often sloping and photographs are cut off or too dark.
- Survey respondents stated that “mail is backed up”, “mail is inconsistent”, and “a lot of time our mail gets sent back.” Several others indicated that there needs to be greater communication about the policies regarding mail.

Response by the Bureau of Prisons: Inmates are afforded the opportunity to have their sheets and towels laundered or exchanged on a weekly basis, in accordance with their weekly washing schedule.

Response by the Bureau of Prisons: Blanket exchange is offered the first week of the month in accordance with each unit's weekly washing schedule. Inmates may also exchange their sheets at this time.

¹⁰ Includes hygiene, meals, mail, and recreation.

Response by the Bureau of Prisons: Weekly laundry services are provided, utilizing washing machines that reach temperatures of at least 160 degrees and use suitable detergent to ensure proper cleanliness and sanitation. Inmates are discouraged from hand washing their clothes and linens to ensure the appropriate washing temperature is achieved to prevent the spread of germs and bacteria.

Response by the Bureau of Prisons: All inmate mail is handled in accordance with Program Statement 5265.14, Correspondence, and Program Statement 5800.16. Mail Management Manual, as well as locally developed Institution Supplements CAA-5265.14H Correspondence, and CAA-5800.161 Mail Management Manual. Inmates are notified of local procedures during Admission & Orientation (A&O) and information is contained in the Inmate A&O Handbook. Any updates or changes that occur are posted to all inmates on the TRULINCS Bulletin Board. Inmates may speak to Mailroom staff regarding mail procedures during posted open house hours or address their concerns with their Unit Manager.

Supplemental Findings

Programming¹¹

- On the day of the visit, BOP reported that all six men from DC participating in the Challenge Program refused to participate in the survey or to be interviewed by the DC CIC.
- USP used to have UNICOR; however, it has been closed for several years and the space is now used for recycling meal trays and other products.
- The institution's educational goal for this year is to have 17 GED completions.
- The Education Department offers post-secondary education in partnership with Blackstone Career Institute, a privately licensed distanced learning program. According to staff of the Education Department, eighteen persons are currently enrolled; none of the participants are from DC.
- Four survey respondents stated they have a college degree.
- Due to COVID, classes are conducted on the units and GED participants are provided with packets.
- Recreation has fully resumed; however, the indoor gym remains closed.

Response by the Bureau of Prisons: All inmates from DC notified of the CIC's visit and were offered an opportunity to participate in the surveys and interview process. Many inmates from various housing units declined to participate, either prior to or upon the CIC's arrival. The CIC was advised when an inmate voluntarily declined to participate.

Response by the Bureau of Prisons: All Education programming currently takes place in classrooms in the Education Department. Throughout the COVID pandemic, operations were modified at various times depending on the CDC and BOP guidelines or epidemiological situation of the institution at that time. This required significant modification of program delivery, which included program staff bringing their services to the inmates' housing units.

¹¹ Includes vocational and educational opportunities.

Response by the Bureau of Prisons: The indoor gym was re-opened in September 2022, and has remained open.

Staff Interactions

- Twenty-four survey respondents indicated they felt extremely unsafe at USP Canaan.
- In the past 12 months, there were 13 assaults with a weapon resident on resident and 70 assaults without a weapon resident and resident.
- In the past 12 months there were four assaults on staff and 11 attempted assaults on staff. None of the 15 incidences involved a weapon.
- There were 78 uses of force and 46 uses of restraints in the prior 12 months.
- Fifteen survey respondents stated that their unit officers were usually respectful and professional.
- Twenty survey respondents reported that staff make racist or discriminatory remarks toward them. Five survey respondents noted this behavior occurs frequently, while four noted that it occurs rarely.
- Several residents stated that staff throw out sick call slips and grievance forms.
- Thirty-seven survey respondents said they would not feel comfortable reporting incidences of violence to staff.

Response by the Bureau of Prisons: The CIC did not advise USP Executive staff of any misconduct or allegations during the visit and has not provided any details with which to further investigate these allegations. Bureau of Prisons staff members are expected to demonstrate respect, integrity, and correctional excellence. All allegations of staff misconduct are taken seriously and forwarded to appropriate staff for review, and if necessary, referred for investigation.

Health Services

- Wayne Memorial Hospital is approximately 15 minutes away. The nearest trauma unit is approximately 20 minutes away. X-ray services are available on site.
- There is a pharmacy on site. Residents can access “pill line” three times a day.
- Residents stated that medical services are generally unresponsive; however, three residents complimented one staff member.
- Fifteen of the survey respondents indicated they are on the chronic care caseload; fifteen survey respondents indicated that they do not know if they are on the chronic care caseload.
- Dental staff was not present to provide information or answer questions from the CIC.

Mental Health Services

- There are two rooms for conducting small group sessions. Groups are limited to 12 residents per group.
- Eligibility for participating in groups is based on release date (i.e. those closest to returning home receive priority).
- There is one psychologist.
- There are two suicide watch rooms, which contain safety mattresses.
- Several residents stated they were unaware that they could request psychological services.
- There are two suicide watch rooms with safety mattresses. Residents are provided with a suicide smock.
- Twenty-five survey respondents stated that they have been diagnosed with a mental health issue; an additional five respondents did not know.
- Three survey respondents indicated that they meet with Mental Health Service staff on a weekly basis.

Response by the Bureau of Prisons: All inmates complete a Psychology Services Inmate Questionnaire upon arrival to USP Canaan, which includes an area where they indicate if they "wish to see a mental health provider while at this facility." In addition, when seen by Psychology Services staff, they are provided information regarding the means through which they may access psychology services, to include but not limited to, submission of an electronic or paper inmate to staff request. Further, inmates have access to Psychology Services staff during routine rounds which are completed for general population housing units as well as the Special Housing Unit.

Special Housing Unit

- Twenty-four of the survey respondents stated they have served time in the SHU at USP Canaan at least once.
- Twenty-two of the survey respondents stated they had access to showers while in the SHU.
- Eight survey respondents said they did not have access to mail while in the SHU.
- Medical does rounds daily and distributes medications three times per day in the SHU.
- Twenty-two survey respondents stated that medical conducted rounds in the SHU.

Response by the Bureau of Prisons: All inmates assigned to the Special Housing Unit have opportunities to correspond in writing, and are encouraged to maintain contact with family and friends in this manner. Writing materials are provided by staff upon request. All incoming inmate mail is handled in accordance with Program Statement 5265.14, Correspondence, and Program Statement 5800.16, Mail Management Manual, as well as locally developed Institution Supplements CAA-5265.14H Correspondence and CAA-5800.161 Mail Management Manual.

Daily Living¹²

- Due to COVID, all meals are grab and go. Staff stated that hot meals are served three times a day.
- Once a week, one unit is rewarded with a sit-down meal in the Chow Hall.
- Forty-two survey respondents stated they could access telephones.
- Thirty-eight survey respondents stated they have access to mail.
- Residents stated that mail is slow and does not arrive on time.
- Several residents noted that cleaning supplies are watered down.
- There are three outdoor yards separated by fences. One is set up for football; one serves as a soccer field; the third is subdivided into basketball courts.
- There is an indoor gym area that is closed due to COVID.
- Forty survey respondents indicated they have access to commissary every other week. Several noted that commissary is very expensive.

Response by the Bureau of Prisons: All inmate mail is handled in accordance with Program Statement 5265.14. Correspondence, and Program Statement 5800.16, Mail Management Manual, as well as locally developed Institution Supplements CAA-5265.14H Correspondence and CAA-5800.161 Mail Management Manual.

Response by the Bureau of Prisons: All cleaning chemicals are handled in accordance with the specific safety precautions and follow required dilution instructions dependent on the chemical. Material Safety Data Sheets are maintained for all chemicals.

¹² Includes hygiene, meals, mail, and recreation.

Recommendations

Programming

- Increase the number of vocational and educational opportunities.
- Increase the number of DC residents within both the RDAP and Challenge Programs.
- Increase DC resident enrollment in GED and in post-secondary education programs.
- Increase the frequency of the book cart within housing units.

Response by the Bureau of Prisons: USP Canaan offers a variety of literacy, vocational, and First Step Act credited programs to all inmates. During inmate program review meetings, the Unit Team reviews an inmate's needs to make recommendations for programming. However, inmates are responsible for inquiring, signing up, and actively participating in programs for their re-entry needs.

Response by the Bureau of Prisons: The Residential Drug Abuse Program (RDAP) is voluntary. However, each inmate must meet specific criteria for enrollment in the RDAP and Challenge Programs. Guidance on criteria is set forth in Program Statement 5330.11 CN-1, Psychology Treatment Programs.

Response by the Bureau of Prisons: Enrollment in GED/Literacy programs is mandatory based on educational need. Inmates are enrolled from the waitlist in accordance with their release date. Post-secondary programs are voluntary and are available at each inmate's request. Inmates are responsible for the cost of enrollment in post-secondary education programs. Enrollment in post-secondary courses is coordinated through the Education Department, and all inmates are encouraged to apply.

Response by the Bureau of Prisons: During times that institution operations were modified and inmate movement was restricted, particularly during the COVID-19 pandemic, book carts were made available in each housing unit on at least a weekly basis. However, since resuming normal operations, all inmates have daily opportunities to access the full range of library services in the Education Department.

Reentry Planning

- Ensure that DC residents receive reentry planning information from the Mayor's Office on Returning Citizens' Affairs.
- Implement a tracking system to ensure that persons coming home within 24 months participate in re-entry programming and receive documents in preparation for return to the community.

Response by the Bureau of Prisons: The Reentry Coordinator provides each DC offender nearing release with a packet from the Mayor's Office on Returning Citizens' Affairs containing a variety of information regarding reentry planning. Inmates are also able to request reentry planning information from the Reentry Affairs Coordinator at any time through Inmate Requests to Staff.

Response by the Bureau of Prisons: In accordance with the Second Chance Act of 2007, the Unit Team reviews inmates for Residential Re-Entry Center (RRC), or halfway house placement, 17-19 months of their projected release date to determine the inmate's re-entry needs. As outlined in Program Statement 5325.07. Release Preparation Program, guidance on Unit Release Preparation and is ordinarily

discussed with inmates 11-13 months prior to the inmate's release. Release topics include, but are not limited to, release plans and transportation, conditions of supervision, if applicable, release funds, employment/housing, disposition of property, and personal identification. Completion of the Release Preparation Program (RPP) is tracked via the Bureau's data information system.

The Re-Entry Affairs Coordinator at USP Canaan plays a vital role in providing re-entry programs, services and information for all inmates who are preparing for release. USP Canaan encourages the CIC or its partner organizations to provide the facility with any additional DC resources for DC offenders to assist staff with ensuring a successful transition back to the District for returning citizens. The DC Navigator booklet can be requested through the Unit Team and Re-Entry Coordinator for all inmates returning or relocating to the District. DC offenders who participate in the Admission and Orientation and Release Preparation Program (RPP) receive a copy of the DC Navigator booklet.

Staff Interactions

- Assure that residents have written and digital access to updated policies and practices, including current information about COVID procedures, mail protocols, religious materials, including the Noble Quran, and the fact that persons sentenced in Superior Court are not eligible for First Step Act credits.
- Ensure that staff are trained to handle mail according to Program Statement 5800.16 Mail Management Manual to ensure visible and complete photocopies and correspondence.

Response by the Bureau of Prisons: All inmates assigned within Federal Bureau of Prisons have access to Trust Fund Limited Inmate Computer System (TRULINCS). TRULINCS program provide inmates with an alternate means of written communication with the public and institution messages. Inmate notifications regarding revisions to the COVID Matrix for various areas such as: programming, recreation, visiting schedule, food service, and Levels of Operation are published and accessible to the inmate population in English and Spanish on TRULINCS. Each department communicates programming opportunities via TRULINCS, unit bulletin boards, Unit Team Open House, Admission and Orientation (A&O), the Education Library, and during inmate town hall meetings. Inmates may address questions regarding religious reading material, religious attire, and/or religious services with Religious Services staff during open house hours or via an Inmate Request to Staff. The BOP is not the decision-making authority for whether DC Superior Court inmates receive federal time credits for FSA programming. Inmates may discuss their First Step Act (FSA) eligibility with their case managers during their regularly scheduled program review meeting, as well as during open house hours within their units.

Response by the Bureau of Prisons: Mail Room staff have received required training on applicable policies, and strive to ensure photocopied correspondence is legible and complete. Occasionally, equipment difficulties have resulted in less desirable photocopies; however, USP Canaan makes every effort to have the equipment serviced in a timely manner to ensure little disruption.

Health Services

- Adopt language into Program Statement 6400.03 Dental Services to hire staff according to facility population and demand to ensure that residents receive dental care at least every two years, and within 48 hours for dental emergencies.

Response by the Bureau of Prisons: Program Statements are developed and reviewed in accordance with Program Statement 1221.66, Directives Management Manual.

Mental Health Services

- Review medical records to ensure that persons who are prescribed mental health medications receive them as prescribed.

Response by the Bureau of Prisons: USP Canaan medical staff administers inmate medication twice daily. However, it is the responsibility of each inmate to be medication compliant and report to Health Services to receive medication.

Special Housing Unit

- Increase rounds by Mental Health Services (psychology) to at least three times per week.
- Provide residents housed in the SHU with recreation at least one hour per day.
- Provide residents housed in the SHU access to reading materials via the reading cart at least twice per week.

Response by the Bureau of Prisons: Inmates in the Special Housing Unit are afforded opportunities during regular weekly rounds to address routine concerns with Psychology staff. However, should an urgent issue arise, SHU staff will notify Psychology, who promptly initiate a clinical contact with the inmate and document contacts appropriately.

Response by the Bureau of Prisons: All inmates in the Special Housing Unit are offered opportunities to be escorted to the outdoor recreation area. Inmates in SHU are offered recreation opportunities 5 days a week during normal operations. Inmates who choose to participate are afforded a minimum 1 hour of recreation.

Response by the Bureau of Prisons: SHU has a satellite library stocked with reading materials for the inmate population assigned in SHU and a book exchange is conducted weekly. Officers exchange books on a one for one basis, with a maximum limit of two books per inmate.

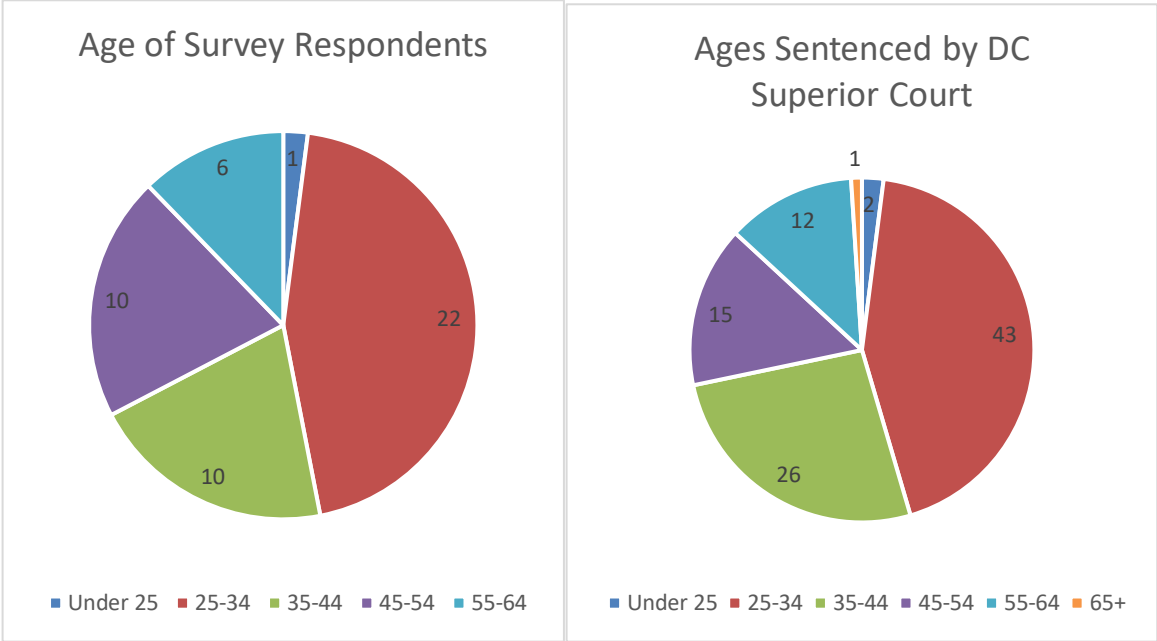
Daily Living

- Provide clean sheets biweekly.
- Implement a system to monitor the quality of water used for laundry.

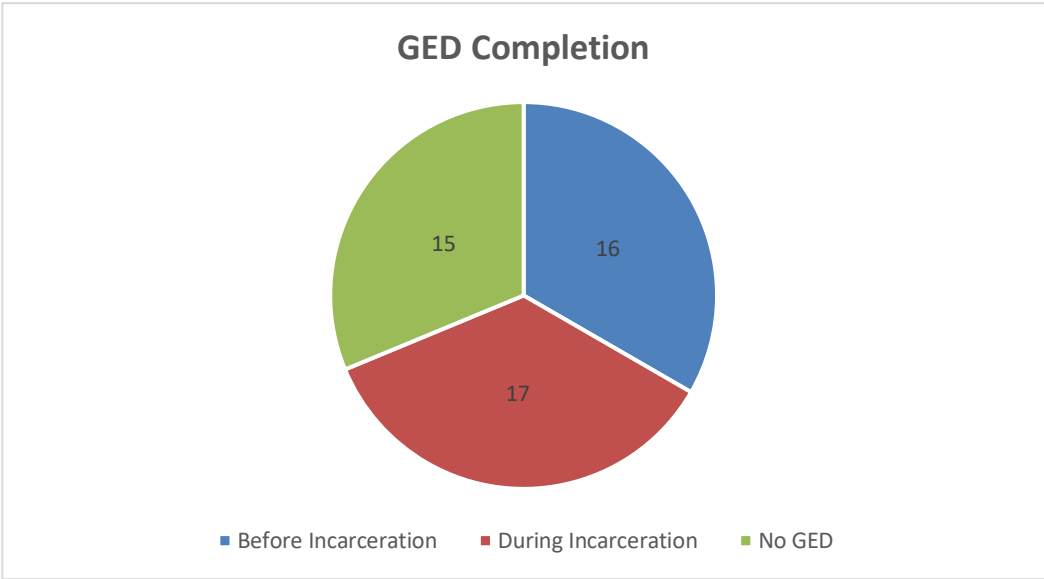
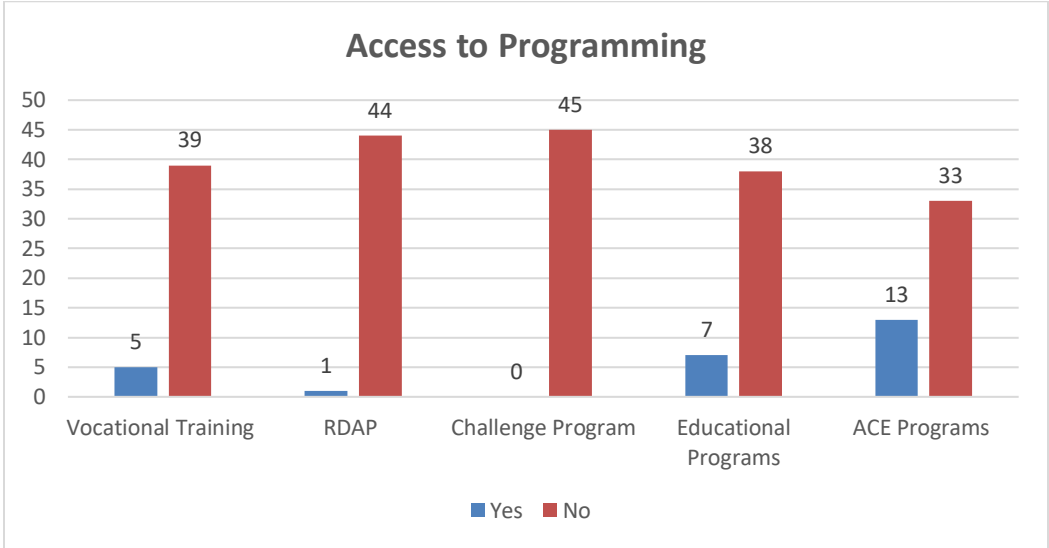
Response by the Bureau of Prisons: Inmates are afforded the opportunity to have their sheets and towels laundered or exchanged on a weekly basis, in accordance with their weekly washing schedule.

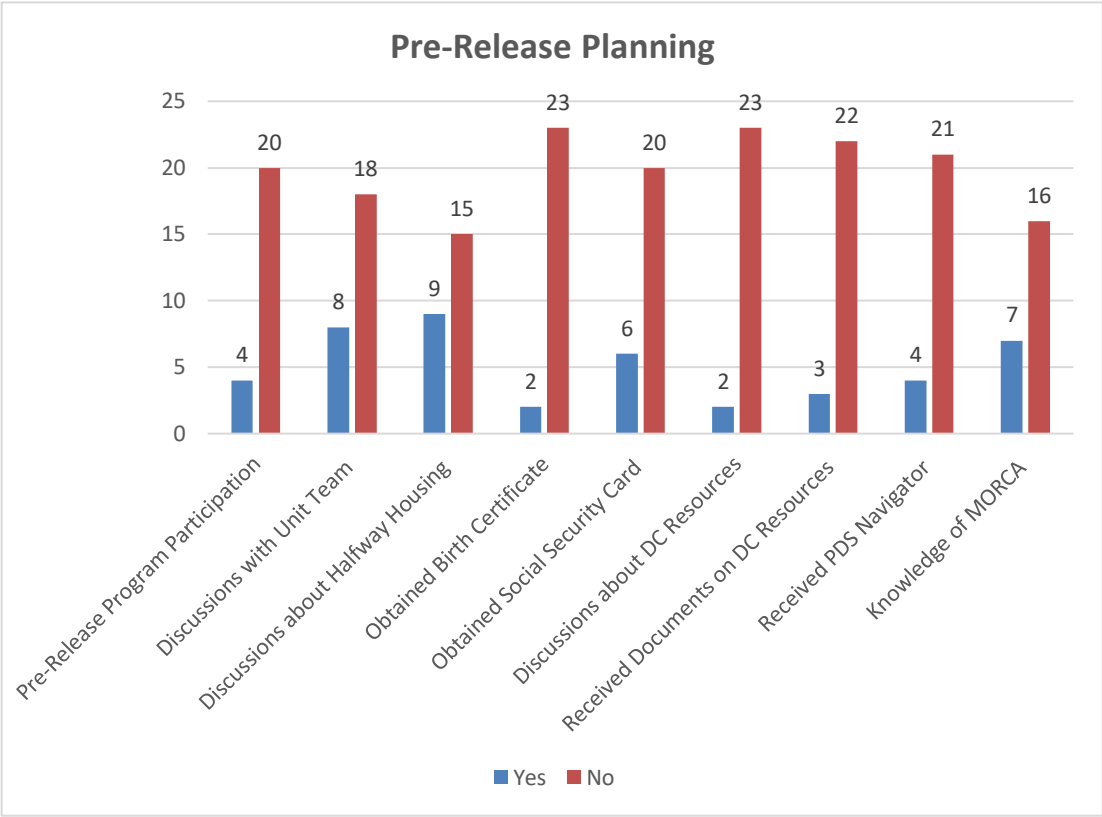
Response by the Bureau of Prisons: The water supply at USP Canaan undergoes third party testing on an annual basis to ensure high quality water standards are met and maintained. This water supply services the entire institution, to include the laundry.

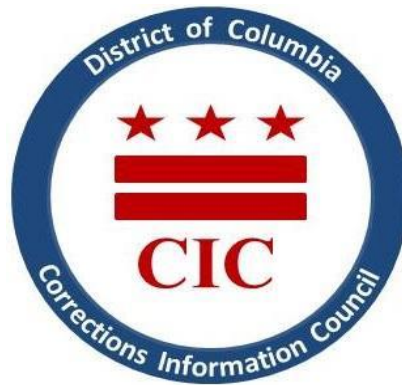
Demographics



Survey Data







**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS**



May 19, 2022

Reverend Donald L. Isaac
Executive Director
Corrections Information Council
1400 I Street, NW
Washington, DC 20005

Dear Director Isaac:

Thank you for the opportunity to provide a response to the Corrections Information Council (CIC) report of Department of Corrections (DOC) Correctional Treatment Facility (CTF). CIC inspected CTF on March 17, 2022. We appreciate our ongoing partnership with the CIC whereby we look both to seek improved circumstance and outcomes for District of Columbia inmates returning to the community.

CTF received its initial accreditation from the American Correctional Association (ACA) in 2018. Accreditation is a system of verification that correctional agencies/facilities comply with national standards promulgated by the ACA. Accreditation is achieved through a series of reviews, evaluations, audits and hearings. To achieve accreditation a facility must comply with 100% of applicable mandatory standards and at least 90% of applicable non-mandatory standards. Under some circumstances, the ACA may waive certain accreditation standards. There are different standards for different types of facilities, such as adult correctional institutions, jails, juvenile detention facilities and boot camp programs. DOCs reaccreditation audit is expected to occur in August 2022.

DOCs medical program is dually accredited. In addition to ACA, DOCs medical program has been accredited by the National Commission on Correctional Health Care (NCCHC) since 2004. NCCHCs goal is to improve the quality of health care in jails, prisons and juvenile confinement facilities. NCCHC establishes standards for health services in correctional facilities, operates a voluntary accreditation program for institutions that meet those standards, produces resource publications, conducts educational conferences and offers certification for correctional health professionals.

DOC will continue to be appreciative for CIC's follow-up and recommendations that seek to ensure improvements. With that said, below you will find DOC's response to specific findings and recommendations.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

DEPARTMENT OF CORRECTIONS



Office of Internal Control Compliance and Audit



Inspection Response: Action Plan

Audit Name: Corrections Information Council

Audit Period: March 17, 2022

Facility: Correctional Treatment Facility

Prepared By: Gloria J Robertson, Compliance and Review Officer

Document Owner(s)	Job Title	Approval	Date
	Director	Thomas Faust	5-20-22
	Compliance and Review Officer	Gloria J Robertson	May 19, 2022

CIC Findings for Medical:

- 1. Medical should increase attention towards inmates with chronic or serious health conditions by communicating more frequently with them and consulting inmates' external doctors when beneficial.*
- 2. Inmates in the 50 and over unit are not receiving their medications on time, and have been unable to see the dentist.*
- 3. Eliminate any practice of housing unvaccinated inmates with vaccinated inmates, especially considering the low population as compared to the facility capacity.*

DOC Response to Medical Findings:

1. CIC spoke to numerous inmates during their tour of both CDF and CTF. CIC presented to DOC Medical Director's 4 allegations from DOC residents who alleged they had not been seen in a timely manner or had not received medications. CIC members and DOC's Medical Director immediately met with Unity's Director of Nursing to review the medical records as well as the electronic medication administration record for each resident. Sick call slips were also reviewed. This timely and comprehensive collective review demonstrated that the residents did receive appropriate and timely care as well as medications. Additionally, chart notes demonstrate that outside records were sought. CIC staff appeared satisfied with the record review.
2. DOC will continue to provide comprehensive medical, mental health and dental care and available to review any and all allegations CIC receives to document care provided and planned follow up care.
3. DOC has worked in partnership with DC Department of Health (DC Health) and subject matter expert, Dr. Anne Spaulding, on COVID-19 matters for the past 2 years. DOC is pleased to show that our work has been successful and DC Health data demonstrates that DOC residents are 6 times less likely to get COVID-19 and die in the jail compared to within District of Columbia community. DOC provides ongoing availability for inmates to get vaccinated throughout their stay at DOC. DOC also offers extensive testing for our resident population throughout. While residents are not mandated to get vaccinated, we provide personal protective equipment (PPE), recommend social distancing and provide widespread testing, in addition to vaccination to help prevent the spread of COVID-19. Separately housing residents based in their vaccination status has not been recommended by DC Health nor Dr. Spaulding. DOC will continue offering PPE, vaccinations and testing to the fullest extent possible.

Recommendations Medical:

- 1. Medical staff should increase attention towards residents with chronic or serious health conditions by communicating more frequently with them and consulting residents' external doctors when beneficial.*
- 2. Eliminate any practice of housing of unvaccinated residents with vaccinated residents, especially considering the low population as compared to the facility capacity.*

DOC Response to Medical Recommendations:

1. CIC spoke to numerous inmates during their tour of both CDF and CTF. CIC presented to DOC Medical Director's 4 allegations from DOC residents who alleged they had not been seen in a timely manner or had not received medications. CIC members and DOC's Medical Director immediately met with Unity's Director of Nursing to peruse the Medical Records as well as the electronic Medication Administration Record. Sick Call slips were also reviewed. This timely and comprehensive collective review demonstrated that inmates did receive appropriate and timely care as well as medications. DOC will continue to provide comprehensive medical, mental health and dental care and is happy and available to review any and all allegations CIC receives to document care provided and planned follow up care.
2. DOC, to include our medical department and contractor Unity Health Care, works closely with and follows the guidance of the DC Health. The DC Health provided guidelines to assist in the development and implementation of our "Modified Medical Stay-in Place" which describes housing, recreation, visitation and all aspects of inmate living conditions within the department.

CIC Findings for Language Line Access:

- 1. Increase language access practices and staff education on how to communicate with non-English proficient and limited English proficient inmates.*
- 2. Lack of current/accurate language line signage in units, and throughout the facility.*
- 3. Lack of staff onsite 24/hours to communicate inmate needs.*
- 4. Many of the sign in the facility were outdated, which included information about June 2020 mask mandates, old schedules for tablet offerings, and programming for the previous month instead of current offerings.*

DOC Response to Language Line Access Findings:

1. DOC will provide language line access training in both preservice and in-service.

2. DOC posted the language line information on all units in both jails.
3. DOC identifies staff that speak multiple languages. Identified employees cover all shifts.
4. DOC posted updated COVID and language line access and voting signage.

Recommendations Language Line Access:

1. *Increase language access practices and staff education on how to communicate with non-English proficient and limited English proficient residents.*
2. *Display accurate and current signage and programming schedules in each unit.*

DOC Response to Language Line Access Recommendations:

1. DOC will implement language line access training in both preservice and in-service. The language line information was posted on units in both jails. DOC has a census of DOC staff that speak multiple languages. That census covers all three shifts.
2. Accurate signage is displayed in all units. Designated staff will ensure all signage is updated as needed.

CIC Findings for Ready Center:

1. *DOC should provide a physical space for the Ready Center to conduct in person counseling services.*
2. *The Ready Center should increase staff, and create an updated comprehensive plan explaining current services and required partnerships with DC government organizations.*

DOC Response READY Center Findings:

1. Effective May 2, 2022, the READY Center is now under the management and purview of DOCs Deputy Director of College and Career Readiness & Professional Development (CCR). The Deputy Director of CCR has already met with DGS regarding a temporary space for the READY Center until the permanent building has been erected. Meetings are currently taking place to identify this temporary location.

2. Staffing for the READY Center is being planned. Current education staff will assume roles in reaching out to returning citizens in a variety of ways, including attending monthly events sponsored by Court Services and Offender Supervision Agency (CSOSA) and Volunteers of America Chesapeake and Carolinas (VOACHES), various events in DC wards, the women's halfway house, and other community events. Current READY Center staff will continue to answer phone calls. The Deputy Director of CCR will also make all READY Center plans available as soon as they are solidified. In addition, a full staffing compliment will be available to ensure returning citizens will have support. The Deputy Director of CCR has also reached out to current

and new Community Based Organization's (CBO) and sister agencies to form strong partnerships that will enhance the successful reintegration of our citizens returning to our community.

Recommendations READY Center:

Provide a physical space for the Ready Center to conduct in person counseling services. The Ready Center should increase staff, and create an updated comprehensive plan explaining current services and required partnerships with DC government organizations.

DOC Response READY Center Recommendations:

Effective May 2, 2022, the READY Center is now under the management and purview of DOCs Deputy Director of CCR. The Deputy Director of CCR has already met with DGS regarding a temporary space for the READY Center until the permanent building has been erected. Meetings are currently taking place to identify this temporary location.

CIC Findings for Young Men Emerging (YME) Unit:

Inmate complained there was no GED program for Mentors. CIC was informed a program was in place, and will be provided additional information.

DOC Response YME Unit Findings:

General Education Diploma (GED) program began March 21, 2022 (in-person). As DOC transitioned to a medical stay-in-place due to the COVID-19 public health emergency in 2020, all inmates on D2A (YME) who were eligible to attain a GED were registered for the GED ACADEMY on the American Prison Data System (APDS) tablets and continued their studies through virtual instruction and with in-person instructor support via APDS correspondence and unit visits with their assigned GED instructors. When small group, in-person instruction was allowed to resume, GED classes immediately resumed on the unit. Office of the State Superintendent of Education (OSSE), the GED Administrator for the DOC, did not come into the DOC due to COVID-19 restrictions (some imposed by the DOC and some imposed by OSSE) until March 2022. However, students and instructors continued to prepare for testing without pause.

Currently, students housed on D2A (YME) attend GED prep classes in the CCR classrooms at CTF. Those students eligible to take any of the GED tests did so March 21-25, 2022 (Attachment 1- GED Testing Schedule March 2022) and each month thereafter.

There has never been a gap in learning opportunities for our GED students on the YME unit, either for mentors or mentees. Historically, education participation has been a requirement of all YME participants, and the Division of College and Career Readiness has continuously served those students since the inception of the program.

The following are included in Attachments 1 through 4 for your review:

- Enrollment in GED ACADEMY (YME students highlighted) (Attachment 2)
- Various attendance records throughout the public health emergency of GED students on YME (Attachment 3)
- Sample of current movement sheets for YME students enrolled in GED Preparation (Attachment 4)
- Current GED testing schedule for March 21-25 2022 (Attachment 1)

CIC Findings for 50 and Over Unit:

1. *Inmates want increased programming and re-entry options for inmates aged 50 and up.*
2. *An inmate expressed he had completed an educational program on a tablet months ago but has not been contacted by Educational Services to receive their certification.*

DOC Response to 50 and Over Unit Findings:

1. The assigned program manager and case manager for the 50 and over unit conducted a town hall meeting on April 19, 2022. The men on the unit expressed what type of programming that they would like to see being provided and re-entry services they felt would be beneficial to them. At this time, the program manager has volunteered to conduct some programming while awaiting the development of a more comprehensive plan on how the 50 and over unit can best receive programming/services.
2. Without specifics, DOC cannot respond to this complaint. Not all courses on the education tablets result in a certification, and for those that do, we find that frequently residents skip portions of the course work to get to the questions without reading the instructions that state each portion of the course must be checked off as read before completion is granted. Residents have the opportunity to submit an inquiry about CCR programs on their tablet or through their case manager. If DOC has not delivered a certificate, that most likely means one was not earned.

Recommendations for 50 and Over Unit:

Increase programming and re-entry options offered to residents aged 50 and up.

DOC Response to 50 and Over Unit Recommendations:

Additional programming was implemented on the unit in April 2022. More comprehensive programming to follow.

CIC Findings for Recreation:

1. *Develop consistent recreation schedules for inmates.*

2. *If COVID presents scheduling obstacles, then inmates should have increased access to exercise equipment.*

DOC Response to Recreation Finding:

1. DOC updates and posts a recreation schedule in each housing unit. (Attachment-5)
2. The allowable out of cell time includes recreational items such games, television, telephone, pull up bars and some units are equipped with exercise machines.

Recommendations for Recreation:

Develop consistent recreation schedules for inmates. If COVID presents scheduling obstacles, then residents should have increased access to exercise equipment.

DOC Response to Recreation Recommendation:

Recreation schedules are reviewed at least monthly, and revised as needed. Exercise equipment is available on most CTF units.

CIC Findings for Legal Resources:

1. *Inmates want more access to legal resources, legal information, and legal professionals.*
2. *Inmates can access the law library using a tablet, but some inmates stated that they do not know how to access or interpret legal texts.*

DOC Response to Legal Resources Findings:

1. The legal resources available to inmates in the DOC is expansive. If a resident wants information or a specific resource, he/she must submit the Legal Research Request Form on their tablet or on paper, to their case manager, and the law library staff will respond. DOC is not authorized to provide access to legal professionals for residents.
2. Residents can submit questions via the Legal Research Request Form on their tablet or on paper, submitted to their case manager, and law library staff will respond.

Recommendations for Legal Resources: NONE

CIC Findings for Meals:

1. *Provide different meals for lunch and dinner, with dinner being a hot meal. CTF should also increase the amount of vegetables offered to inmates to, at minimum, one serving with lunch and one with dinner.*
2. *Assure that staff checks the requirements and accuracy of dietary specific trays (Halal, Kosher, etc.)*

DOC Response to Meals Findings:

1. Effective May 9, 2022, DOC changed the hot meal serving periods. Breakfast and dinner are now the hot meals and lunch the cold meal. Currently, at least one vegetable is served every day on the lunch or dinner meals. There is a proposed menu secondary to inmate preferences. (Attachment 6). Hot meals are being served at breakfast and dinner, and the cold meal for lunch.
2. Staff were retrained on diet menus requirement and allergies.

Recommendations for Meals:

1. *Provide different meals for lunch and dinner, with dinner being a hot meal. CTF should also increase the amount of vegetables offered to residents to, at minimum, one serving with lunch and one with dinner.*
2. *Assure that staff checks the requirements and accuracy of dietary specific trays (Halal, Kosher, etc...)*

DOC Response to Meals Recommendations:

1. Currently, the facility serves a vegetable every day either on the lunch or dinner meals. On May 9, 2022 the hot meals became breakfast and dinner, and the lunch cold cuts.
2. Staff were retrained on diet menu requirements.

CIC Findings for Visitation:

1. *Families must show proof of vaccination to visit the facility in-person but inmates juxtaposed their daily interactions with other inmates and DOC staff who are not vaccinated.*

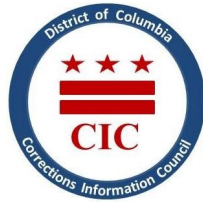
2. *Tablets have phone and text capabilities to facilitate alternative means of communicating with family, but inmates mentioned those features do not always work.*

DOC Response to Visitation Findings:

1. The DOC, to include our medical contractor Unity Health Care, work closely with, and follow the guidance of DC Health. The DC Health provided guidelines to assist in the development and implementation of our Modified Medical Stay-in Place (Attachment 7) which describes housing, recreation, visitation and all aspects of inmate living conditions within the facilities.
2. The educational tablets, APDS, do not provide telephone and video telephone services for inmates. The Global Tel Link (GTL) tablets have telephone capability at CDF. However, GTL is not the telephone provider at CTF, therefore the tablets do not have the telephone feature enabled. DOC is working on establishing one telephone provider for both facilities. Once this occurs, inmates at both CTF and CDF will be able to use the tablets for telephone services.

Recommendations for Visitation: NONE

**District of Columbia
Corrections Information Council**



**District of Columbia
Correctional Treatment Facility**

Report on Findings and Recommendations



Correctional Treatment Facility (CTF)

May 5, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

1400 Eye Street NW – Suite 400
Washington, DC 20005
Phone: (202) 478-9211
Email: dccic@dc.gov
Website: <https://cic.dc.gov/>

Correctional Treatment Facility Profile

Dates of Inspection: March 17, 2022

Location: SE, Washington, DC

Security Level: Minimum, Medium

Rated Capacity: 1,400

Population on 03/17/22: 322

Introduction

The Correctional Treatment Facility (CTF) is still on a modified stay in place. Of CTF's 322 residents, 48 are women (~15% of the population). CTF has a total of 19 active units, which includes four female units. All CTF residents are housed alone in a cell. The top languages spoken by residents at CTF are English and Spanish.

At both CTF and CDF, there have been 772 recovered COVID cases and 1 death. As of the CIC's visit, the last date of COVID vaccinations was March 11, 2022. 1,587 residents have been vaccinated at CTF and CDF. There are no residents in quarantine or isolation for CTF.

The medical department at CTF has dual accreditation from the American Correctional Association (ACA) and the National Commission on Correctional Health Care (NCCHC). It is equipped to address issues related to dialysis, Infectious Diseases, OB/GYN care, Orthopedics, Physical Therapy, Rheumatology, Pulmonology, Podiatry, and Opioid Treatment. The Opioid Treatment Program is approved by Substance Abuse and Mental Health Services Administration (SAMHSA) and NCCHC. This program provides medically assisted treatments, such as Methadone, Suboxone, and Vivitrol. The mental health department consists of one psychiatrist, four psychiatric nurse practitioners, and seven mental health clinicians. The dental department consists of two full-time dentists and one part-time dentist.

CIC staff also spoke with two representatives from the Ready Center, which serves the returning citizens population by providing resources to assist with their transition to the community.

The CIC provided the DOC with a draft version of this report for review of factual information and an opportunity to respond prior to publication. The DOC did not require any substantive amendments to this report.

Key Findings

Accessibility

- The CIC met with a resident who only spoke Spanish. When asked about Language Access accommodations, other residents stated that two translators are on-site sporadically, usually when “something big happens”, but there is no one regularly on the unit that speaks Spanish. For daily communication, the resident relies on dialing a phone number for an interpreter to communicate with staff. The resident stated that she is having issues with her leg, but has struggled to fully communicate with medical staff.

Programming

- Many of the signs in the facility were outdated, which included information about June 2020 mask mandates, old schedules for tablet offerings, and programming for the previous month instead of current offerings.
- CTF has a Young Men’s Emerging (YME) Unit that targets young men between the ages of 18 and 25. The current population of this unit is 13 with a maximum capacity of 50. There are three mentors in this unit. None of the mentees in this unit had earned their GED, and none were participating in a GED program. Staff reported that GED classes start Monday, March 21, 2022.
- In the unit for residents aged 50 and up, multiple residents expressed disappointment with the programming options. A resident described how he spoke to lieutenants frequently to request more programs and equipment in the unit, because he stated that the grievance process does not help. Another resident expressed that he had completed an educational program on a tablet months ago but has not been contacted by Educational Services to receive their certification.
- Residents stated that they would like more access to legal resources, legal information, and legal professionals. Residents can access the law library using a tablet, but some residents stated that they do not know how to access or interpret legal texts.
- Residents reported that recreation is “inconsistent” and “never guaranteed”. Residents suggested adding more exercise equipment in units to supplement the lack of consistent recreation time.
- The Women’s Wellness unit had exercise equipment, rooms for mental health, and multiple program options.
- In the general women’s unit, residents spoke about multiple program opportunities that they were enjoying, including a vision board class taught by another inmate. Child and Family Life Services (CFLS), Free Minds, and Corey Knight from Hope Foundation come to the unit for programs and seminars. Mr. Knight comes to the unit twice per week to hold an empowerment group activity, which the ladies enjoy. Also, Lorton Art Therapy comes to the unit every Thursday for an art workshop.
- In the men’s units, the residents spoke about the Transitional Assistance Program (TAP). There is a Town Hall at 8 AM daily. The daily programs are:
 - Monday: Employment held by Voices of a Second Chance.
 - Tuesday: Decision Making guided by Mr. Green.
 - Wednesday: Values and Principles guided by Ms. Mama Mia from the Lorton Art Group and Corey Knight (Hope Foundation).
 - Thursday: Anger Management guided by Ms. Starzinsky.
 - Friday: Criminal Thinking guided by Mr. Timothy Saunders from the National Correction Works.

- CTF also offers Occupational Safety and Health Administration (OSHA) classes, which are designed to change thought patterns and encourage residents to think positively. There are classes on agriculture, general industry, automotive industry, cosmetology, culinary arts, healthcare, manufacturing, veterinary care, and construction.

Food

- Food at CTF and CDF is currently managed by Aramark.
- Residents mentioned that all dinner meals are cold cut or peanut butter sandwiches instead of a hot meal. To accommodate for the lack of vegetables, residents suggested being provided with vitamins.
- For residents in need of dietary accommodations (Halal, Kosher, etc.), there was frequent mention of incorrectly prepared meals and meals comprised of the same food as regular meals with no accommodations for dietary restrictions. One resident reportedly requested a Common Fare tray but did not receive a response.
- Residents expressed satisfaction for the microwaves in each unit to reheat food if needed.

Medical

- In the CTF unit for older residents (aged 50 and over), some residents are not receiving their medications on time and have been unable to see the dentist.
- Residents stated that the facility is housing unvaccinated residents with vaccinated residents. CTF has 322 residents in a facility with a capacity of 1,400.
- Multiple women stated that OB/GYN services were difficult to obtain and reportedly were told to wait up to a year for a mammogram.
- Residents concluded that medical services are good overall if you do not have any major chronic conditions. For those in need of more serious or long-term care, they were disappointed with the speed and attentiveness of CTF medical services.
- The CIC was invited to the office of Medical Director Dr. Beth Jordan to examine the medical complaints of residents. She immediately established follow-up dates to assure that each medical grievance was addressed.

Visitation

- Families need to show proof of vaccination to visit the facility in-person, but residents juxtaposed their daily interactions with other residents and DOC staff who are not vaccinated.
- The tablets have phone and text capabilities to facilitate alternative means of communicating with family, but residents mentioned that those features do not always work.

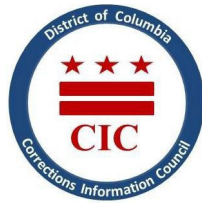
Re-Entry

- The Ready Center personnel explained that it is now solely operating remotely, and it no longer has its previously occupied space. This is reportedly placing a strain on operating procedures, as well as the ability to effectively maximize aid to returning citizens.
- There are currently three staff members for the Ready Center: a program analyst/outreach coordinator, a program analyst/peer specialist, and a case worker.

Recommendations

- CTF should increase Language Access practices and staff education on how to communicate with non-English proficient and limited English proficient residents.
- CTF should display accurate and current signage and programming schedules in each unit.
- CTF should increase programming and re-entry options offered to residents aged 50 and up.
- CTF should develop consistent recreation schedules for inmates. If COVID presents scheduling obstacles, then residents should have increased access to exercise equipment.
- CTF medical staff should increase attention towards residents with chronic or serious health conditions by communicating more frequently with them and consulting residents' external doctors when beneficial.
- CTF should eliminate any practice of housing of unvaccinated residents with vaccinated residents, especially considering the low population as compared to the facility capacity.
- CTF should assure that staff checks the requirements and accuracy of dietary specific trays (Halal, Kosher, etc...).
- CTF should provide different meals for lunch and dinner, with dinner being a hot meal. CTF should also increase the amount of vegetables offered to residents to, at minimum, one serving with lunch and one with dinner.
- The DOC should provide a physical space for the Ready Center to conduct in person counseling services. The Ready Center should increase staff, and create an updated comprehensive plan explaining current services and required partnerships with DC government organizations.

District of Columbia
Corrections Information Council



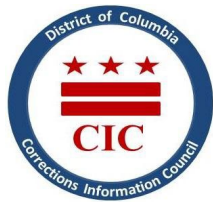
District of Columbia
Women at
**Correctional Treatment
Facility**

Report on Findings and Recommendations



Correctional Treatment Facility (CTF)

September 23, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

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DC Corrections Information Council

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Facility Overview

Correctional Treatment Facility Profile

Dates of Inspection: May 17 & 18, 2022

Location: SE, Washington, DC

Security Level: Minimum, Medium

Rated Capacity: 1,400

Population total 5/17/22: 322

Population of women on 05/17/22: 47¹

Population of women surveyed: 25²

Introduction

There were forty-seven women housed at CTF on May 17, 2022. All CTF residents are housed alone in a cell. The top languages spoken by residents at CTF are English and Spanish. Currently, food at CTF is managed by Aramark. For resident receiving visitors at CTF, family members and loved ones are required to show proof of vaccination. The DC DOC provided demographic data about the 47 housed at CTF on May 17, 2022. On that date, the women ranged in age from 21-61 (Appendix A). Length of stay ranged from one day to more than four years (Appendix B). Some of the extended stays may be due to delays in court hearings created by COVID. The population is primarily pre-trial (Appendix C).

There are five women's units:

E2A: 7 women under quarantine since May 14, 2022

E2B: 16 women

E3A: 9 women (Wellness Unit)

E4A: 12 women – contains SHU on bottom level

E4B: 3 women --Isolation unit for COVID

Thirty-seven women were on open units and could participate in the survey and interviews. Ten women were under quarantine and unable to participate. In total, twenty-five women participated in the CIC's survey. Of the twenty-five women surveyed, nineteen were incarcerated at CTF for the first time. Fifteen of the twenty-five women were held at Central Cell Block before coming to CTF.

The medical department at CTF, which holds dual accreditation by the American Correctional Association (ACA) and the National Commission on Correctional Health Care (NCCHC), is operated under contract with Unity Health Care. The mental health department consists of one psychiatrist, four psychiatric nurse practitioners, and seven mental health clinicians. The dental department consists of two full-time dentists and one part-time dentist. According to data from DC DOC on the 47 women in custody on May 17, 2022, 26 were fully vaccinated or fully vaccinated with a booster (Appendix D).

¹ Female population has increased to 79 since the site visit.

² One survey respondent identified as a transgender female. DOC provided data on transgender residents in custody from 6/1/2020 through 5/31/2022: Two transgender women, 63 transgender men, 10 gender-variant men, and 1 transsexual man.

Thirty-four of the forty-seven women experienced mental health issues at some point in time. Almost half are characterized as seriously mentally ill³(Appendix E). Eleven of the survey respondents stated they are currently receiving mental health medication. Fifteen of the women currently incarcerated have an active addiction to substances⁴ (Appendix F).

Eight of the women surveyed indicated that they had a child under the age of 18. In total, 16 children were counted on the survey. Thirty-four of the 514 women housed at CTF for more than 24 hours from June 1, 2020 through May 31, 2022 were pregnant.

Key Findings

Hygiene, Meals, and Commissary:

- Residents noted the showers sometimes flood and often smell of mold and mildew. During the site visit, the administration recognized the issue and stated that a bid will be forthcoming to renovate and revitalize all the showers in CTF.
- Residents stated that clothing comes back from laundry with a brownish color. Resultantly, some inmates wash their own white clothing.
- Fifteen of the twenty-five women surveyed stated that meals were served appropriately hot or cold.
- Fifteen of the twenty-five stated they have dietary restrictions, and eight of them said those requirements were met.
- Several of the women stated that the meals lack both variety and nutrition, such as a lack of fruit and vegetables.
- Residents expressed satisfaction for the microwaves in each unit to reheat food if needed.
- Items on commissary are often sold out by Friday, which is the day women have access to commissary.

DOC Response to Hygiene, Meals, and Commissary Findings:

1. In each case that the Sanitarian observed excess water outside of the shower stall; it was due to shower curtains that were not long enough. The shower curtains currently in use are made to be fitted so that they are long enough to keep the shower water inside of the shower stall. The showers are cleaned and inspected daily. When there is a shower drain clogged there is a maintenance request submitted. Maintenance has responded immediately to these requests. The smell of mold and mildew can be an indication of the presence of mold/mildew, but not always. In every case of a report of mold/mildew, the affected areas are inspected and if mold/mildew is found that shower is closed pending the abatement of the mold/mildew that has been verified. A report of mold/mildew was received during the recent CIC inspection. There was no mold/mildew found resulting from that report. Every report received of mold/mildew is taken seriously, investigated and sampled if necessary. If mold/mildew is verified, the affected areas are closed pending mold/mildew remediation/abatement.

2 DC DOC defines “serious mental illness” as a diagnosis considered Axis 1 under DSM IV classification of mental illnesses; the main categories observed in DC DOC’s female population include Bipolar Disorders, Post Traumatic Stress Disorders, Major Depressive Disorders, Schizophrenia, and Psychosis. It also includes those diagnosed with Schizoaffective Disorders, which are classified as Axis II under DSM IV classification of mental illness.

- ³ DC DOC defines “ever been diagnosed” to include past diagnoses as well as current diagnoses. “Active diagnoses have no end date associated with the diagnosis, regardless of the date of diagnosis.
2. Inmate linens (sheets & towels), personal whites and oranges are washed weekly with the approved chemicals for the washers. The amount of detergent is automatically set by Ecoblab according to what is being washed. We routinely have Ecoblab on site to ensure the chemicals are being dispensed properly. If clothing or linen is damaged, inmates can request additional clothing or linen through an inmate request.
 3. Food services conducted a survey. Most of the women requested foods other than vegetables. DOCs meal plans follow all national standards and is certified by a registered dietician.
 4. The inmate population at the Correctional Facility has unlimited access to the kiosks to order commissary. Commissary orders are processed on Monday morning no later than 10am by Inmate Finance. The Office of Contract Administration receives an Out of Stock Report on a day-to-day basis. Items are taken out of the kiosks daily and put back on the kiosks daily. Due to COVID-19, there has been some issue with items being available and in stock. Keefe Commissary has been working to ensure that all items are in stock. DOC is working with Keefe Commissary to replace items when we know that those items will be out of stock for more than 6 months.

Education and Programming

- Thirty-four of the forty-seven women at CTF have achieved a GED, High School diploma, or greater (Appendix G).
- There is exercise equipment on the Women’s Wellness Unit, as well as empty rooms that can be used for mental health counseling and programming.
- Programming is available via tablets, and the schedule of programs is posted on the units.
- Residents stated they started having trouble with the tablets two weeks prior to the date of the CIC’ visit, corresponding with the date that facial recognition software on the tablets was installed.
- On E2B, there is a computer lab with four computers. At the time of the visit, three were working. The computers are used for playing games and making legal contacts.
- There is a library stocked with movies, games, and books.
- Four women are enrolled in the six-week culinary class. The class is conducted from 8:30-10:00 A.M., Monday through Thursday.
- The CIC met with four residents with limited English skills: two spoke Spanish and two spoke other languages. One native English-speaking resident served as interpreter for the women who spoke Spanish.
- Several women noted that case management is not responding in a timely manner and that the case manager is rarely on the unit. DC DOC acknowledged a current shortage of case managers.
- Residents reported that recreation is “inconsistent” and “never guaranteed”.
- Residents stated that they are using “rec time” to attend to vital tasks such as medical care, subsequently resulting in less free recreational time.

DOC Response to Education and Programming Findings:

1. The issue with logging in to the tablets has been resolved by American Prison Data System (APDS) the educational tablet provider. Both DOC and APDS have confirmed the fix and there have been no

additional issues reported.

2. As of July, 2022, all computers are working properly, however there is no internet connection on those computers, therefore legal calls and contacts cannot be made.
3. DOC acknowledged a current shortage of case managers and is working to fill vacant case manager positions, which will enhance timely responses to all case management services.
4. Out of cell recreation occurs daily. The outdoor recreation schedule occurs Monday through Friday, weather permitting. The outdoor recreation schedule is posted in each housing unit.
5. Out of cell recreation is provided, however, when a resident is off unit i.e. court, school, visits, or medical appointments, the amount of out of cell recreation time can be affected when the residents returns to their unit.

Health Services

- Residents indicated they have full access to medical care, mental health care, and dental care. Feedback about access to gynecological care and mammograms was mixed (Appendix H).
- Six of the survey participants indicated they were satisfied or very satisfied with the medical care (Appendix I).
- Residents noted that transport to medical is often very slow.
- Medical staff coordinate care with external providers when necessary.
- Medical Director, Dr. Beth Jordan, stated that access to mammograms is dependent upon age, family history, and medical history. For the most part, residents receive a mammogram after one year of incarceration.
- Dr. Jordan stated that the medical facility at CTF can perform ultrasounds.

DOC Response Health Services Findings:

Need more specifics to address. Medical has not reported any missed appointments due to late medical escorts.

Staff Interactions and Disciplinary Process

- Eight residents reported staff harassment or abuse.
- Several residents spoke about aggressive behavior of female staff, including pushing and kicking.
- Several women feel disrespected when they are required to request permission to shower, which does not require staff notification. Several residents stated that it is a form of intimidation.
- Three residents reported sexual abuse or sexual harassment to the DC DOC administration. Two of the complaints were against female officers.
- Three residents reported harassment or abuse by another inmate.
- Residents stated that case managers are “apathetic” and “disconnected”.
- Sixteen of the respondents said that disciplinary decisions at CTF by the unit staff are not fair.
- Twelve of the respondents said that disciplinary decisions at CTF by administration are not fair.

DOC Response to Staff Interaction and Disciplinary Process Findings:

1. DOC requires additional information to fully address. However, DOC takes all reported allegations of assault seriously. DOC prevents, detects, responds to, investigates, and supports the prosecution of all abuse within all facilities operated by the agency. Inmates may report to any DOC staff person,

- volunteer, or contractor, submit a written complaint or emergency grievance if in imminent danger.
2. DOC requires additional information to address. Showers are available during out of cell time. Those times are regulated to ensure all inmates have the opportunity to engage in out of cell activities.
 3. DOC requires additional information to address. All reported allegations of assaults are taken seriously. All reported allegations are investigated. The DOC has Prison Rape Elimination Act (PREA), posters in all housing units and throughout the facility and encourages all inmates to report sexual assault or abuse. The post includes a confidential number an inmate may call to report, or other methods of reporting allegations of sexual abuse of harassment include telling a staff member, any staff member, submitting a grievance or documenting on any piece of paper. All inmates are provided this information verbally and in writing at intake. All staff are trained to report all allegations, and DOC Office of Investigative Services (OIS) is responsible for conducting all administrative investigations of sexual assault, abuse and misconduct made by inmates, arrestees and residents and for tracking all criminal investigations with law enforcement. DOC's PREA Coordinator is responsible for the development, implementation, and oversight of DOC's plan to comply with the PREA standards, ensure the completion of the PREA standards, monitor DOC training programs to ensure they comply with PREA training standards, monitor inmate, arrestee, and resident screening procedures, investigations, and medical and mental health treatment according to the PREA standards, supervise DOC's PREA data collection, and provide appropriate access and materials to auditors.
 4. DOC requires additional information to address. All reported allegations of harassment or abuse are taken seriously. All reported allegations are investigated. Inmates may report to any DOC staff person, volunteer, or contractor, submit a written complaint or emergency grievance if in imminent danger.
 5. This statement is subjective; however, DOC case managers are trained professionals who take pride in providing and addressing unique individual case management needs for all the residents. Their actions are driven by policies and carried out with integrity. DOC acknowledged a current shortage of case managers and is working to fill vacant case manager positions that will enhance timely responses to all case management services. The hiring of additional case managers will mitigate possible fatigue and any untimely responsiveness.
 6. DOC requires additional information to address. DOC follows its Inmate Disciplinary and Administrative Housing Hearing Procedures policy when implementing inmate discipline. All reported allegations are investigated. Inmates submit a written grievance to report issues with DOC staff.
 7. DOC requires additional information to address. DOC follows its Inmate Disciplinary and Administrative Housing Hearing Procedures policy when implementing inmate discipline.

Grievances (Administrative Remedy) Process

- Residents must ask staff for grievance forms rather than the forms being freely available in the information area on the unit. CTF staff indicated that this change was to prevent residents from using the grievance forms as scrap paper.
- Sick call slips and inmate request slips are available freely on the unit.
- When filing a grievance form using the tablets, residents are unable to retain a copy.
- Seventeen survey respondents used the grievance process at CTF. The most common reason for filing a grievance was "staff".
- Nine of the seventeen who indicated using the grievance process reported receiving a response to their grievance.
- Two out of seventeen women who filed grievances indicated that the response to their grievance was timely.

DOC Response to Grievances (Administrative Remedy) Process Findings:

1. The housing unit officers keep additional forms available when depleted. The Grievance Coordinator collects, and places forms on each unit, Monday through Friday.
2. The IGP Coordinator gives the resident a copy of the electronically submitted grievance when the grievance has been responded to and returned back to them.
3. Any allegation against staff members is investigated, and if it is founded and disciplinary action is needed, it is taken. DOC takes all grievances seriously.

Special Housing Unit

- Thirteen of the twenty-five survey respondents served time in the SHU at least once. All the women who served time in the SHU indicated they were there less than three months. Six of the women who served time in the SHU were in SHU for less than a month.
- Of the thirteen women who served time in the SHU, four noted the absence of showers, library/reading materials, writing materials, visitation, and grievance forms while in the SHU.

DOC Response to Special Housing Findings:

1. DOC requires additional information to address, DOC follows its Inmate Disciplinary and Administrative Housing Hearing Procedures policy when implementing inmate discipline.
2. DOC requires additional information to address. DOC follows its Inmate Disciplinary and Administrative Housing Hearing Procedures policy when implementing inmate discipline. Inmates on disciplinary restrictive housing may lose privileges such as social visits, and social phone calls. Inmates on restrictive housing can request via a request inmate request sheet reading materials and writing materials (so long as there are no additional restrictions). Inmates in administrative restrictive housing have access to programs and services that include, but are not limited to educational services, commissary services with restrictive housing limitations, law/library services on the unit, social services and counseling services, religious guidance, recreational programs, telephone access, access to legal visits, and access to legal visits. All inmates on restrictive housing units receive at least two hours of out of cell time Monday-Friday. During their out of cell time, inmates may use the telephone, watch television, and use the showers.

Transitional Planning

- Eight of the twenty-five women surveyed participated in programs focused on reentry or pre-release preparation.
- Sixteen of the women surveyed said they received information about re-entry resources in the community.
- Eight of the women surveyed said they received information that may be helpful in transitioning to the BOP.

Recommendations

- Renovate/revitalize showers which smell of mold and mildew.
- Continue programming via tablets while expanding in-person programming, including proposed classes on horticulture and music therapy.
- Develop consistent recreation schedules for inmates. If COVID presents scheduling obstacles, then residents should have increased access to exercise equipment.
- Increase case management staff and have case managers respond in a timely manner.
- Explore ways to expand out of cell time that does not include attending vital appointments.
- Increase Language Access practices and staff education regarding how to communicate with non-English proficient and limited English proficient residents.
- Provide writing materials, including envelopes, to women who want to communicate with their families and loved ones.
- Continue providing medical care that consults and coordinates with outside providers when appropriate.

DOC Response to Hygiene, Meals, and Commissary Recommendation:

1. DOC maintains the following protocols for the daily cleaning/sanitizing of unit showers.
 - a. Regularly inspect the showers for water damage;
 - b. Regularly inspecting the showers for biological contamination;
 - c. Respond to all reports concerning sanitation; and
 - d. Reduce staff and resident exposures to biological hazards via closing areas where biological hazards have been confirmed. Following confirmation, remediation/abatement is completed in showers that have confirmed biological hazards.

The same protocol listed above will apply to renovated/revitalized showers.

DOC is in the procurement process for upgrading the showers. This is an ongoing effort.

DOC Response to Education and Programming Recommendations:

1. The Division of College and Career Readiness provides GED, Postsecondary Education, Career and Technical Education and other general educational programming in person. There are also over 600 courses/programs on the education tablets for residents. The Programs and Case Management team has also continued tablet programming and has begun in person programming on the Women's Unit(s), Transition Assistance Programming (TAP) and RSAT Units.

DOC Response to Health Services Recommendations:

1. Medical will continue providing care in consultation with offsite providers based on referrals from in-house providers as needed.

DOC Response to Special Housing Recommendation:

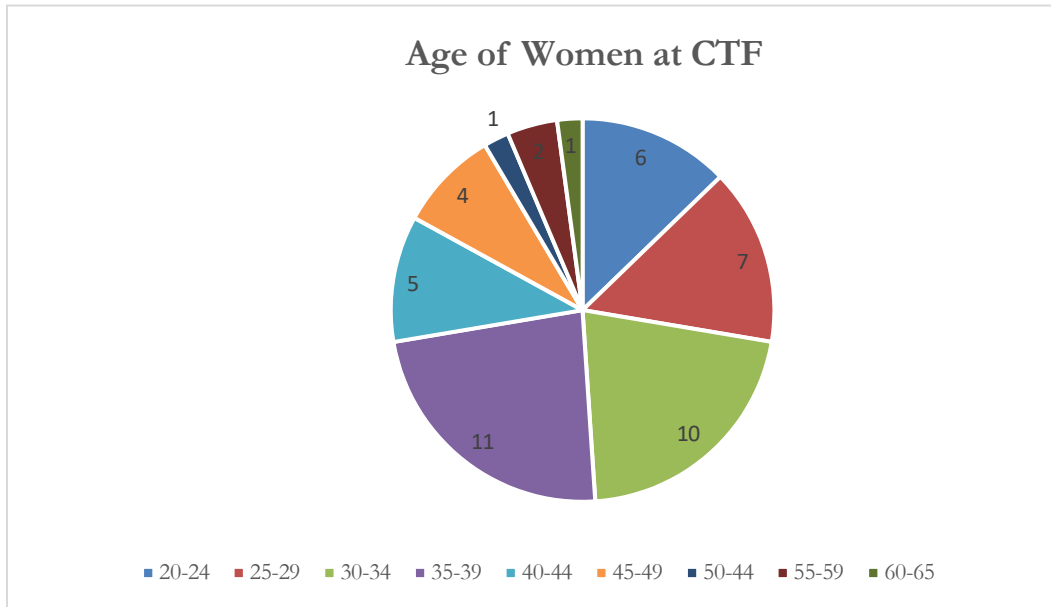
1. Items available in commissary or if the inmate is indigent the inmate may request these items from the law library.

DOC Response to Additional Recommendations:

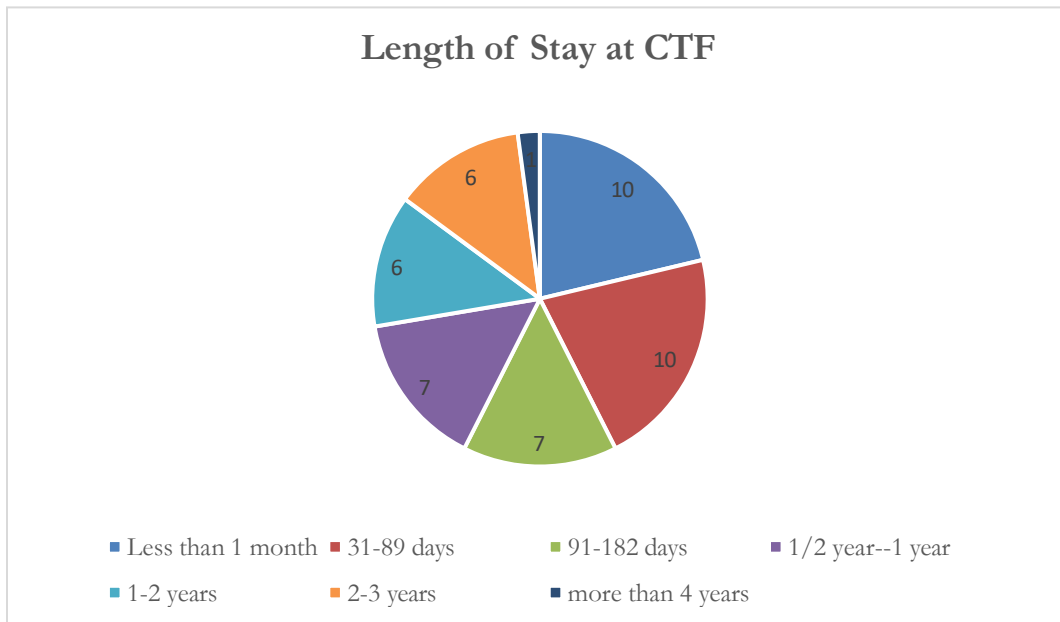
1. DOC has a Monday-Friday outdoor recreation schedule posted in each housing unit. Out of cell recreation occurs on units. Exercise equipment is available on most female units.
2. DOC acknowledged a current shortage of case managers and is working to fill vacant case manager positions that will enhance timely responses to all case management services.
3. Out of cell time includes any activity that occurs while the inmate is not in their cell including using the telephone, watching television, reading, playing board games, recreational activities and use of the showers.
4. DOC will implement language line access training in both preservice and in-service. The language line information was posted on units in both jails. DOC has a census of DOC staff that speak multiple languages. That census covers all three shifts. Accurate signage is displayed in all units. Designated staff will ensure all signage is updated as needed.

Appendix

Appendix A: Age of Women at CTF ⁴



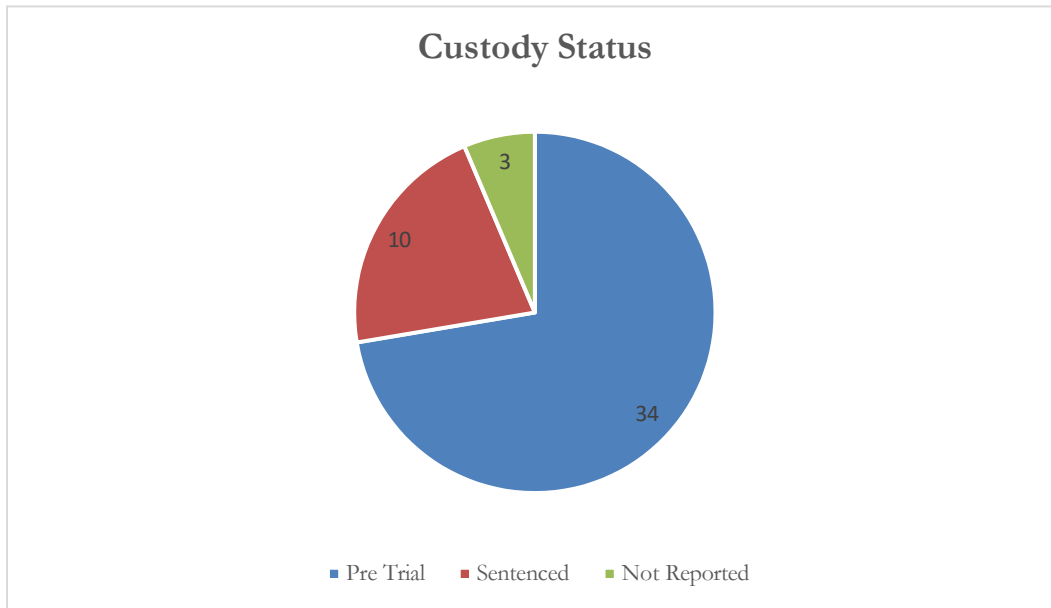
Appendix B: Length of Stay at CTF ⁵



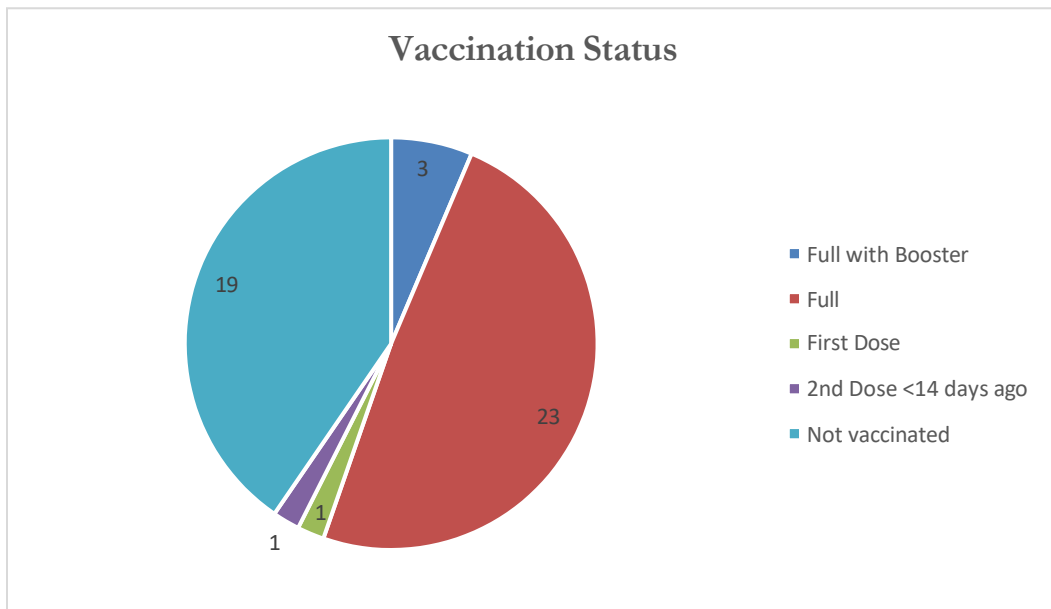
⁴ Data in Appendices A-G comes from statistical information given to the CIC from the DOC concerning the 47 women housed at CTF on May 17, 2022.

⁵ Ibi

Appendix C: Custody Status ⁶



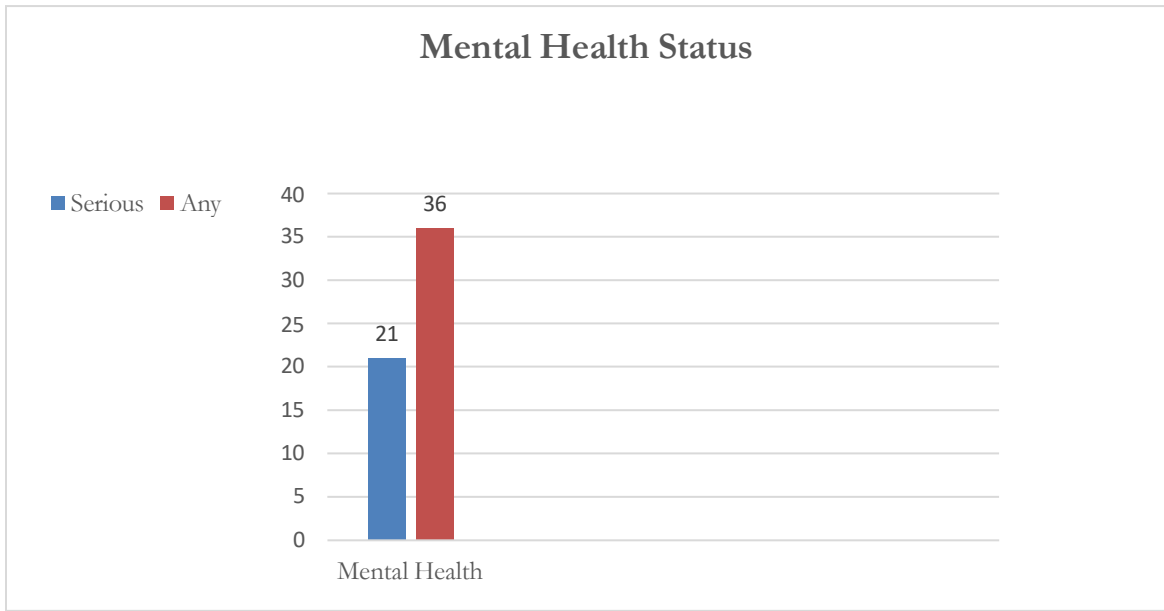
Appendix D: Vaccination Status ⁷



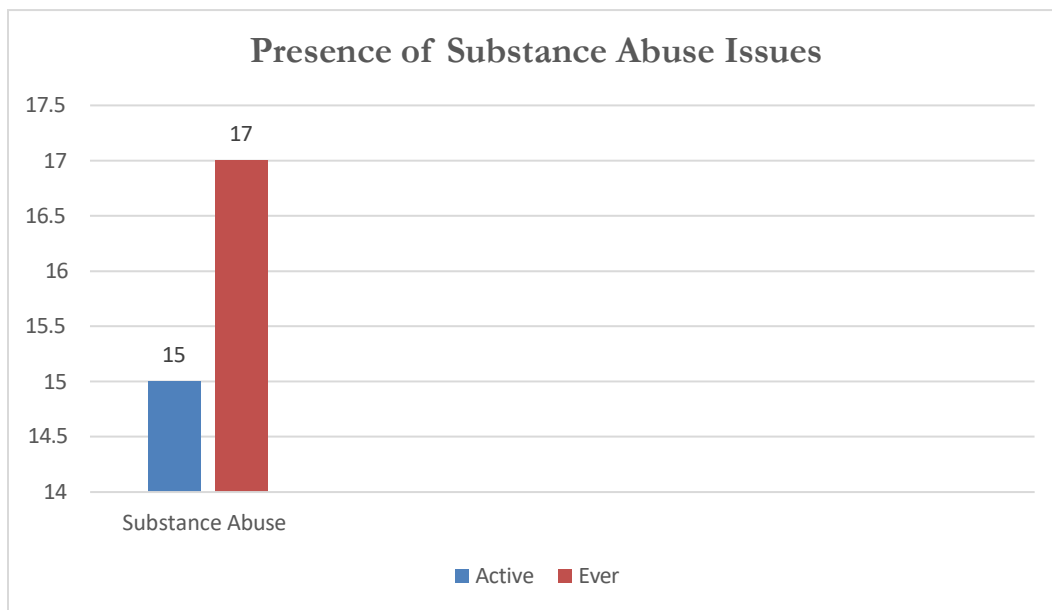
⁶ Ibid.

⁷ Ibid.

Appendix E: Mental Health Status ⁸



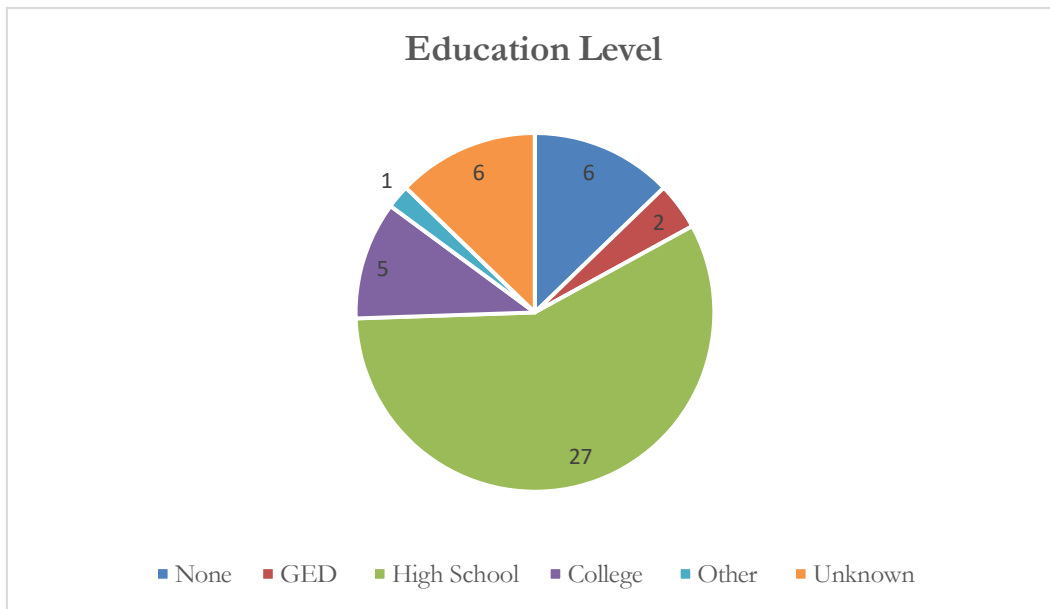
Appendix F: Presence of Substance Abuse Issues ⁹



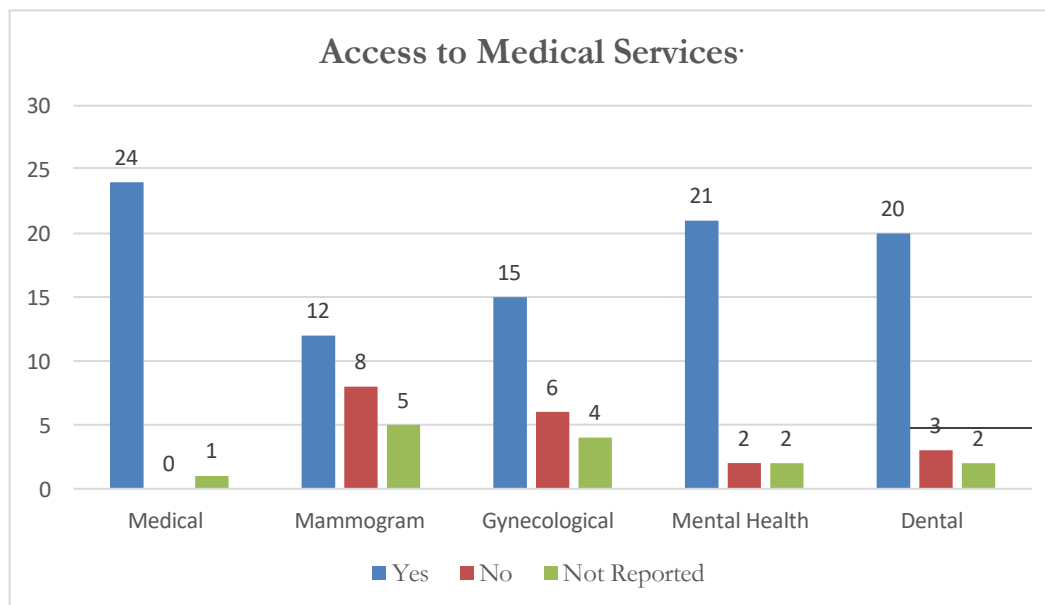
⁸ Ibid.

⁹ Ibid.

Appendix G: Education Level¹⁰



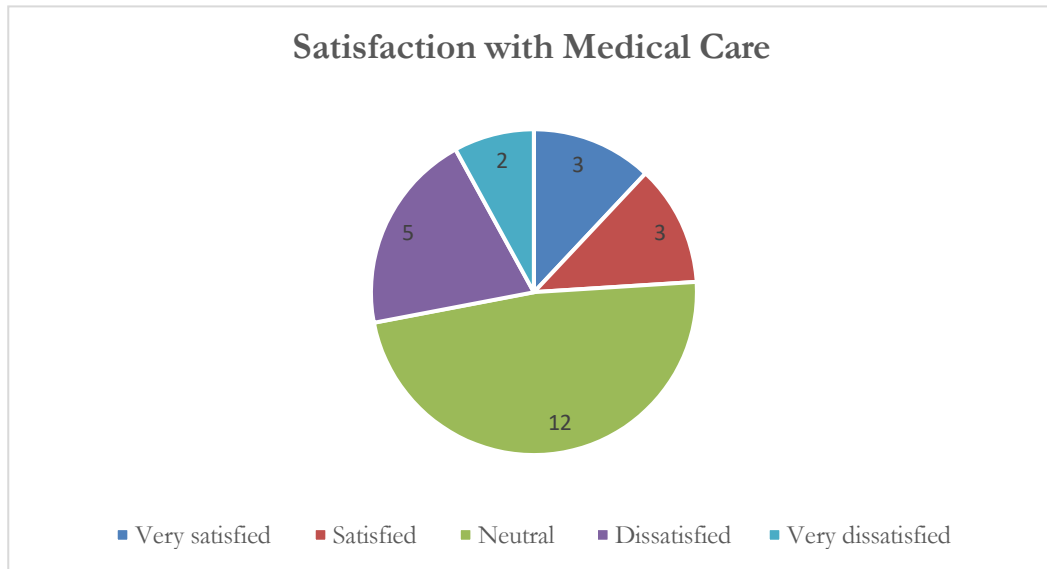
Appendix H: Access to Medical Services¹¹



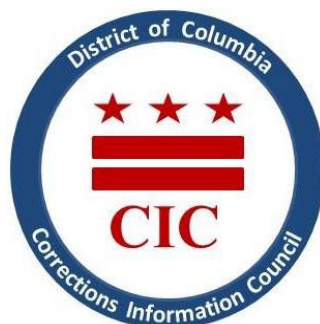
¹⁰ Ibid.

¹¹ Data in Appendices H and I comes from the 25 survey respondents from the CIC's visits on May 17 and May 18, 2022

Appendix I: Satisfaction with Medical Care¹²



¹² Ibid.



¹² Ibid.

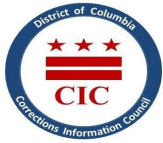
**District of Columbia
Corrections Information Council**



**FY22 Annual Report on the
District of Columbia
Department of Corrections**



December 9, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

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APPENDIX 16

EXECUTIVE SUMMARY

Correctional Treatment Facility Profile

Location: SE, Washington, DC
Security Level: Minimum, Medium

Rated Capacity: 1,400
Current Population: 352

Central Detention Facility Profile

Location: SE, Washington, DC
Security Level: Minimum, Medium, Maximum

Rated Capacity: 2,160
Current Population: 920

Central Cell Block

Location: 300 Indiana Ave, NW
Average Stay: 24 hours

Rated Capacity: 110

Key Findings

The CIC highlights the following programs and facility practices:

Correctional Treatment Facility

- The language access signs were not updated during the CIC initial inspection in March, but after the CIC's inspection the DOC made accommodations with language access training for staff and updated signage.
- During our inspection of the Young Men Emerging (YME) unit the CIC learned that none of the young men housed in this unit had their GED, and none were participating in the GED program. Since the inspection, all those young men are currently enrolled in the GED program.
- There were no programs in the 50 and over unit. There was a town hall meeting to address the lack of programming here, but since that time there still is no programming in this unit.
- In the general women's unit, they enjoy multiple programming opportunities that they enjoy, such as Child and Family Life (CFLS), Free Minds Book Club, Corey Knight's Hope Foundation that comes to the unit twice a week for programs and seminars, and Lorton Art Therapy.
- CTF also offers Occupational Safety and Health Administration (OSHA). There are also classes on agriculture, general industry, automotive industry, cosmetology, culinary arts, healthcare, manufacturing, veterinary care, and construction.

- During the CIC inspection of the Central Treatment Facility (CTF), the CIC met with the Medical Director and examined all the medical complaints of residents in the CTF. She immediately established follow up dates to assure that all medical grievances were addressed.
- The CTF have tablets that have phone and text capabilities to facilitate alternative means of communicating with family, but residents mentioned these features do not always work.
- The Ready Center is currently operating out of the Reeves Center temporarily. In the future the DOC will be building a new Ready Center which is projected to be located on the DOC complex.

Central Detention Facility

- Residents must be vaccinated to participate in programs outside of the housing unit.
- Residents can utilize American Prison Data System (APDS) tablets while in restrictive housing units depending upon whether their privileges are intact.
- Residents in restrictive housing units are now able to get one hour of outside recreation Monday-Friday.
- Residents in the Central Detention Facility (CDF) mentioned that staff are unresponsive to grievances. Executive staff mentioned that new grievance procedures have been put in place.
- Some residents reported to CIC that staff exceed the time they are required to stay in restrictive housing.
- In the Lead UP/Lead Out unit at CDF there were English and Spanish pamphlets advertising different vocational training opportunities and religious services.
- There were multiple visiting screens broke in the housing units at the CDF during the CIC inspection.
- There was no ventilation in some of the units that CIC visited at the CDF.
- Mental health clinicians and Urgent Care are available 24/7.
- Residents are seen within 24 hours of submitting a sick call request, as opposed to the previously reported 48 hrs.
- There is Language Access assistance for those who speak different languages.
- During intake, a COVID test is administered immediately to the residents.
- Residents coming into the facility must take a STD test, and women must take a pregnancy test.
- Language Access is available for any non or limited English proficient person.

Central Cell Block

- If an arrestee possesses mental health issues that CCB cannot address, the arrestee is sent to the Comprehensive Psychiatric Emergency Program (CPEP).
- If an arrestee is positive for COVID-19, he or she is housed on the backside of CCB in a single cell and provided personal protective equipment.
- Handicapped women are not currently housed at the CCB. They must remain at the precinct.
- There are two safe cells equipped with cameras for those who pose a serious threat to themselves or others.
- If the facility reaches capacity, arrestees are returned to their original police precinct before they are transported to court.

- There are now mattresses at the CCB for pregnant women and those who are arrested on Saturday evening and will be housed in CCB until Monday.
- Reportedly, there are plans to relocate the CCB.
- Department of General Services (DGS) is responsible for all maintenance at CCB.
- CCB has submitted work orders to DGS since 2021 for various maintenance issues. The issues are not yet resolved.
- There were 25 cells that were inoperable during the CIC inspection.
- There is a terrible stench in the CCB caused by plumbing issues and the sump pump.
- Only about half of arrestees are physically going to court. The other half are going to court virtually.

Recommendations

Based on the inspections of the CTF, CDF, and CCB, the CIC made the following recommendations:

- CTF should increase Language Access practices and staff education on how to communicate with non-English proficient and limited English proficient residents.
- CTF should display accurate and current signage and programming schedules in each unit.
- CTF should increase programming and re-entry options offered to residents aged 50 and up.
- CTF should develop consistent recreation schedules for inmates. If COVID presents scheduling obstacles, then residents should have increased access to exercise equipment.
- CTF medical staff should increase attention towards residents with chronic or serious health conditions by communicating more frequently with them and consulting residents' external doctors when beneficial.
- CTF should provide different meals for lunch and dinner, with dinner being a hot meal.
- The DOC should perform maintenance on all inoperable visiting screens in restrictive housing and general population units.
- Residents should receive maintenance in a timely fashion when there are issues with toilets, lights, and sinks in their cells.
- Repair the ventilation and air conditioning systems throughout the facility.
- Develop a system for issuing the GTL tablets so that everyone in each housing unit can use them.
- Develop and utilize a consistent outside recreation schedule.
- Provide hot meals for dinner.
- Repair the phones in units where they are not working.
- Restrictive Housing Units should receive cleaning supplies daily
- The CIC recommends that mattresses are issued in extraordinary circumstances.
- The CIC recommends that all maintenance issues concerning plumbing, cells, and handicapped assistance equipment be addressed in a timely fashion^{1,*}

¹ Department of General Services (DGS) is responsible for all maintenance issues at CCB.

INTRODUCTION

The DC Department of Corrections (hereinafter, DOC) operates two jail facilities: the Correctional Treatment Facility (hereinafter, CTF), and the Central Detention Facility also known as the DC Jail (hereinafter, CDF). The facilities are adjacent to one another and are in Southeast Washington, D.C. The DOC also operates the Central Cell Block (hereinafter, CCB) which is located at 300 Indiana Avenue Northwest Washington, D.C.

The CTF is a specialized medium security facility that houses male and female residents, the male residents are medium to low custody. The CTF also houses residents who have medical issues. The CDF houses male residents, a majority of whom are held pending adjudication of a criminal case or are sentenced to a period of incarceration following conviction for a misdemeanor offense. Other CDF residents include those held on United States Parole Commission (USPC) warrants, those awaiting transfer to the Federal Bureau of Prisons (BOP), and those held due to a writ or hold typically awaiting transfer to another jurisdiction. The CCB houses male and female residents who have been arrested and are awaiting to see a judge for an initial appearance to determine whether they will be released from the CCB or sent to the CDF to await further proceedings with their criminal case.

Throughout the 2022 fiscal year, the CIC had an impromptu visit to DOC that was premised on the findings of the United States Marshall Service (USMS) when they visited the DOC. The CIC conducted three on-site inspections of DOC facilities. On March 17, 2022, the CIC conducted an inspection of CTF², and on March 24, 2022, the CIC conducted an inspection of CDF³, and on April 5, 2022, the CIC conducted an inspection of CCB⁴.

Based upon the DOC's response⁵ to the CIC's recommendations published in its reports concerning each facility, the CIC conducted a follow up inspection on July 12, 2022, of CTF and CDF to determine what recommendations had been implemented. The CIC did not physically visit CCB for a follow-up because DOC explained that the Department of General Services (DGS) is responsible for the maintenance of CCB, and DOC provided an updated report of the maintenance work in progress⁶.

² Corrections Information Council, CTF Inspection report, March 17, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CTF%20Inspection%20Final%20%203.17.22.pdf

³ Corrections Information Council, CDF Inspection report, March 24, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CDF%20%20-%20DOC%20Response%20May%202022.pdf

⁴ Corrections Information Council, CCB Inspection Report, April 5, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CCB%20Inspection%20Final_4.5.22.pdf

⁵ D.C. Department of Corrections response to reports on CTF, May 19, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CTF%20-%20DOC%20Response%20May%202022.pdf;

CDF, May 19, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CDF%20%20-%20DOC%20Response%20May%202022.pdf;

CCB, May 19, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/CCB%20%20-%20DOC%20Response%20May%202022.pdf

⁶ See CCB Daily Maintenance/Environmental Tracker in appendix.

During fiscal year 2022, the CIC also conducted a site visit on May 17-18, 2022, at the women's unit in the CTF. The CIC published its report from that visit on September 23, 2022⁷.

SUMMARY OF MARCH 17, 2022 CTF INSPECTION

Language Access

The CIC found that residents who speak different languages had a hard time communicating with staff while attempting to address their needs. The DOC has since updated their language access signage and implemented additional training with staff so that they can effectively communicate with non-English speaking residents.

Programming

During the inspection of CTF, the female units had adequate programming; however, residents of the Young Men Emerging (YME) unit reported that they were unable to participate in the GED program, and none had obtained their GEDs. Staff reported that GED classes would start on March 21, 2022.

While visiting the fifty and over unit, residents stated that there are no programs for their age group. Residents also mentioned that outside recreation is "inconsistent" and "never guaranteed". The program manager volunteered to conduct some programming while awaiting the development of a more comprehensive plan on how the fifty and over unit could best receive programming and services.

Upon visiting the general population units for men, the CIC learned that there was a Transitional Assistance Program (TAP) and Occupational Safety and Health Administration (OSHA) classes, in addition to agriculture, general industry, automotive industry, cosmetology, culinary arts, healthcare, manufacturing, veterinary care, and construction programs.

Food

The food in CTF is currently managed by Aramark. All dinner meals are cold cut or peanut butter sandwiches. Residents who need dietary accommodations (Halal, Kosher, etc.) mentioned meals being incorrectly prepared and those meals were comprised of the same food as regularly prepared meals with no accommodations for dietary restrictions.

Hot meals are now being served at breakfast and dinner, and the cold meal is for lunch. Staff has since been retrained on diet menus requirement and allergies.

Residents expressed satisfaction for the microwaves on the unit to reheat food as needed.

⁷ Corrections Information Council, CTF Women's Facilities Inspection Report, September 23, 2022, <https://cic.dc.gov/node/1620691>

Medical

Men in the fifty and over unit complained of not receiving medication on time and women mentioned that OB/GYN services were difficult to obtain and were reportedly told to wait up to a year for a mammogram.

The CIC brought these medical issues to the executive staff and was invited to the office of the medical Director Dr. Beth Jordan to examine the medical complaints of the residents. She immediately established follow-up dates to assure that each medical grievance was addressed.

Residents concluded that medical services are good overall if you do not have any major chronic conditions. For those in need of more serious or long-term care, they were disappointed with the speed and attentiveness of CTF medical services.

Visitation

Families are required to show proof of vaccination to visit the facility in-person, but residents juxtaposed their daily interactions with other residents and DOC staff who are not vaccinated

Re-Entry

The Ready Center is currently operating remotely, and it no longer has its previously occupied space. This is reportedly placing a strain on operating procedures, as well as the ability to effectively maximize aid to returning citizens.

Effective May 2, 2022, the Ready Center is now under the management and purview of DOC's Deputy Director of College and Career Readiness (CCR), and it is now temporarily located at the Reeves building until a permanent building has been erected.

SUMMARY OF MARCH 24, 2022 CDF INSPECTION

Programming

Residents must be vaccinated to participate in programs outside of the housing units. There can be no more than ten residents allowed in the chapel for any program or religious service.

The CIC learned that residents could use American Prison Data System (APDS) tablets in Restrictive Housing, and some can use the Global Tel Link (GTL) tablets while in Restrictive Housing depending upon the privileges.

APDS tablets are only used for education and GTL tablets are used for communication and entertainment.

South 1 (Restrictive Housing)

During the CIC's previous visit to this unit there were no tablets. There are now five GTL tablets and twelve APDS tablets in the unit.

The CIC observed that the visiting screen was broke and learned that it had been broke for several weeks. Some residents could not participate in visitation. The screen is now operable, and residents have been receiving visits.

Residents reported that staff is unresponsive to grievances and houses residents in Restrictive Housing longer than the time specified by the adjustment board. CIC reported allegations to on duty staff while on site, and staff indicated that they would investigate. The DOC written response requested additional information and included an explanation of why a resident's time could be extended in Restrictive Housing.

North 1 (Restrictive Housing)

CIC observed that there were Inmate Grievance Procedure (IGP) forms present in this unit when previously there were none. Residents complained of missing recreation because staff walk the tiers to announce recreation at 5:00 AM when most of the residents are asleep.

There was no access to tablets on this unit and residents complained that their time in restrictive housing exceeded the time given to them by the Adjustment Board.

Southeast 1 (Lead Up/Lead Out)

This is a specialized program unit. 9AM-3PM is reserved for class time, and there are English and Spanish pamphlets that advertise different vocational training opportunities and religious services.

There were reports of no ventilation in the unit and that staff was not responding to grievances. However, residents did mention that the program is good, and they are receiving the tools necessary to be successful.

Southwest 3 (General Population)

Residents reported not having outside recreation in months and a lack of ventilation in the cells. There are five visiting screens in this unit, but only two are operable.

The damaged visitation screens are in the process of being repaired.

Northwest 1 (General Population)

Four phones were inoperable in the unit, two visiting screens were broken, and residents complained that outside recreation rarely occurs. There was no ventilation in this unit and the unit is hot.

Repairs are in progress for the broken phones.

Medical Services

Unity Medical Services provides all medical services for DOC. Staff and residents reported that medical services overall are good. Residents are seen within 24 hours of submitting a sick call slip as opposed to the previously reported 48 hours.

There is language access assistance for those who speak different languages, and currently there are no positive COVID cases.

Inmate Reception Center (IRC)

During the intake process a COVID test is administered immediately to residents. Residents must also take a STD test, and women must take a pregnancy test.

Unity Health performs all screening and testing. According to staff, there are always two psychiatrists at intake, medical doctors, and nurses. Language access services are available for non- or limited English proficient individuals.

SUMMARY OF APRIL 5, 2022 CCB INSPECTION

Medical

As soon as anyone enters CCB there is a machine to check temperatures. There are no psychiatrists or psychologist on site, but medical personnel can dispense certain medications. Officers provide medical staff with a intake sheet that includes the primary language of limited or non-English proficient individuals.

If an arrestee is positive for COVID-19, he or she is housed on the backside of CCB in a single cell and provided personal protective equipment. If an arrestee possesses mental health issues that CCB cannot address, the arrestee is sent to the Comprehensive Psychiatric Emergency Program (CPEP).

Housing

CCB houses male and female arrestees. Transgender arrestees are housed depending on their chosen identity. Arrestees are currently housed alone in cells. During the weekend, double bunking may be required due to the rise in population. If the facility reaches capacity, arrestees are returned to their original police precinct before they are transported to court.

Maintenance

DOC is not responsible for maintenance at CCB. Department of General services (DGS) is responsible for all maintenance issues.

There are 25 cells that are inoperable and there is a pervasive stench throughout the facility caused by plumbing issues and the sump pump. CCB has submitted work orders to DGS for various maintenance issues. The issues are not yet resolved.

Court

Only about half of the arrestees are physically going to court. The other half attend court virtually. Arrestees subject to District Court participate in their proceedings via phone, and lawyers are permitted to come into CCB to visit with their clients prior to their court proceedings.

Staffing

There are currently five vacancies at CCB. There are twelve officers, one of whom is bilingual, work the midnight shift (9PM-5AM), ten officers, two of whom are bilingual, work the afternoon shift (1PM-9PM), and thirteen officers work the morning shift (5AM-1PM).

DOC is looking for additional bilingual staff members to work the morning shift.

Food

Food is delivered at 5AM and 6PM by Holder Enterprises. The food consists of cold cut sandwiches, juice, water, and potato chips. There are vegetarian and vegan options for those with dietary restrictions.

SUMMARY OF MAY 17-18, 2022 CTF WOMEN'S INSPECTION

Hygiene

Residents noted that showers sometimes flood and often smell of mildew and mold. During the site visit the administration recognized the issue and stated that a bid will be forthcoming to renovate and revitalize all the showers in CTF.

Residents are washing their own clothes by hand because they send clothes to laundry, and they do not come back clean.

Education and Programming

Thirty-four of the forty-seven women at CTF have achieved a GED, High School Diploma, or greater.

Programming is available via tablets, and the schedule of programs is posted on the units. Several women noted that case management does not respond to request in a timely manner and that the case manager is rarely in the unit. DC DOC acknowledged that there is currently a shortage of case managers.

Residents reported that recreation is inconsistent and never guaranteed.

Health Services

Residents indicated they have full access to medical care, mental health care, and dental care.

Medical Director, Dr. Beth Jordan, stated that access to mammograms is dependent upon age, family history, and medical history. For the most part, residents receive a mammogram after one year of incarceration.

Medical staff coordinate care with external providers when necessary.

Staff Interactions and Disciplinary Process

Residents alleged staff harassment and physical abuse, including pushing and kicking, as well as sexual abuse by staff and inmates. These accusations were brought to DC DOC administration. DOC requested additional information to fully investigate the allegations.

Residents also stated that the disciplinary decisions at CTF by the unit staff are not fair.

Grievance Process

When filing a grievance form using the tablets, residents are unable to retain a copy. To get a physical grievance form residents must ask correctional staff because they are not freely available in the information area on the housing unit.

Some residents reported receiving a response to their grievances and others did not. The most common grievance involved issues with staff. DOC requested additional information to fully investigate the allegations.

Special Housing Unit

Thirteen women indicated that they have served time in the SHU at least once. Some of the women noted the absence of showers, library or reading material, writing materials, visitation, and grievance forms while in the SHU. DOC's written response explained the policies for residents that are housed in SHU.

Transitional Planning

Some of the women interviewed mentioned participating in programs focused on reentry or pre-release preparation. Women surveyed reported that they received information about re-entry resources in the community.

Additional Visits

The CIC conducted a follow up visit to both CDF and CTF on July 12, 2022. A report was published on October 21, 2022.⁸

⁸ Corrections Information Council, Follow Up Inspection Report, October 21, 2022, https://cic.dc.gov/sites/default/files/dc/sites/cic/page_content/attachments/DOC%20Follow-Up%20CIC%20Inspection%2010.21.22.pdf

Executive Meetings

The Director and Chairman of the Board of Directors for the CIC met with DOC leadership on February 24, 2022. The CIC also met with DOC executive staff on September 14, 2022 to close out the last quarter of fiscal year 2022. The CIC also attends opening and closing meetings with DOC executive staff during every inspection.

UPDATES

Language Access

DOC has provided language access training in both preservice and in-service. DOC posted the language line information on all units in both jails, and DOC posted updated signage about COVID, Language Line access, and voting.

Ready Center

The Ready Center is currently located at the Reeves Building until a new physical space is constructed. The address is 2000 14th Street NW, Washington, D.C. 20009.

Young Men Emerging (YME) Unit

Residents of this unit previously mentioned not having access to GED or educational programs. Currently, all residents in YME are enrolled in some form of educational programming.

Meals

Effective May 9, 2022, DOC changed the periods during which hot meals are served. Breakfast and dinner are now hot meals, and lunch is a cold meal.

Restrictive Housing Units

Residents in Restrictive Housing units are now allowed one hour of outside recreation Monday through Friday. Previously, SHU residents were not allowed to have outside recreation.

Appendix

CCB Daily Maintenance /Environmental Tracker

Cells	Door Functioning	Plumbing	Lighting	Date Found	Date Resolved	Additional Information/Issues
1 - Safe Cell	Yes		Functioning			WO#684779-Lighting
2	Yes		Functioning			No issues reported
3	No		Functioning	23-Jun-22	7-Jul-22	door re-installed/off line/WO#684779
4	Yes		Functioning	23-Jun-22	7-Jul-22	door re-installed-completed
5	Yes		Functioning			No issues reported
6	Yes		Functioning			No issues reported/WO#705054
7	Yes		Functioning	22-Jun-22	2-Jul-22	WO#711026/712254-completed
8	Yes	Water Pressure - High	Functioning	4-Jul-22		New issue-WO#705056
9	Yes	Sink - Not Operable	Functioning	10-Jul-22	8-Jul-22	New issue/no sink water
10 - Safe Cell	Yes		Functioning			WO#684779-lighting
11	Yes		Functioning			
12	Yes		Functioning			
13	Yes	Toilet - Not Operable	Functioning	10-Jul-22		Trash in light fixture/toilet clogged
14	Yes	Toilet - Not Operable	Functioning	8-Mar-22		WO#711026/WO#705041-toilet leaks-parts ordered
15	Yes		Functioning	29-Jun-22		Trash in light fixture
16	No	Sink - Not Operable	Functioning	23-Jun-22		WO#711026/WO#711028-sink issue/
17	Yes		Functioning	10-Jul-22	1-Jul-22	Trash light fixture/New issue
18	Yes		Functioning			WO#684779-Lighting
19	Yes	Hot Water - Not Functioning	Functioning	24-Jun-22	1-Jul-22	WO#712269
20	Yes	Sink & Toilet Not Operable	Functioning	24-Jun-22	1-Jul-22	WO#712270
21	Yes	Water Pressure - Low	Functioning	9-Mar-22		WO705043/WO#711026/WO#711028 parts ordered
22 - Handicap Cell	Yes		Functioning	8-Feb-22		door sticks when opening and closing
23 - Handicap Cell	Yes		Functioning			No issues reported

24	Yes		Functioning			No issues reported	
25	Yes	Toilet - Not Operable	Functioning	14-Jun-22		WO#711026/711028/712271/712274-part ordered	
26	Yes		Functioning			No issues reported	
27	Yes	Water Pressure - Low	Functioning	7-Jun-22		WO#711026/711028/712275	
28	Yes		Functioning	17-May-22	1-Jul-22	PARTS ORDERED/WO#711026/WO#712276	
29	Yes	Sink - Not Operable	Functioning	5-Jul-22		New issues	
30	Yes		Functioning	31-May-22	2-Jul-22		
31	Yes		Functioning	2-Jul-22	7-Jul-22		
32	Yes	Water Pressure - Low	Functioning	2-Jul-22	8-Jul-22		
33	Yes		Functioning		2-Jul-22		
34-Handicap Cell	No		Functioning	2-Jul-22		door does not lock	
35	Yes	Sink & Toilet Not Operable	Functioning	14-Apr-22	8-Jul-22	WO#711026/711028/712278/712278	
36	Yes	Toilet - Not Operable	Functioning	10-Jul-22		WO#705052-completed/New issues/ toilet clogged	
37	Yes	Toilet - Not Operable	Functioning	17-May-22	29-Jun-22	WO#712280-completed	
38	Yes		Functioning	23-Jun-22			
39	Yes	Sink & Toilet Not Operable	Functioning	23-Jun-22	8-Jul-22	WO#712282/712283-completed	
40	Yes	Sink & Toilet Not Operable	Functioning	24-Jun-22	8-Jul-22	WO#712284/712285-completed	
41	Yes		Functioning			No issues reported	
42	No		Functioning	8-Mar-22		door does not lock	
43	Yes		Functioning			No issues reported	
44	Yes		Functioning			No issues reported	
45	Yes		Functioning			No issues reported	
46	Yes		Functioning	5-Jul-22	8-Jul-22		
47	Yes	Toilet - Not Operable	Functioning	20-Jun-22	8-Jul-22	WO#712286-completed	
48	Yes		Functioning	6-Jul-22	8-Jul-22		

49	Yes	Toilet - Not Operable	Functioning	8-Mar-22		WO#711026/705042/712288-leaking
50	Yes		Functioning	31-May-22	9-Jun-22	
51	Yes		Functioning	5-Jul-22	8-Jul-22	
52	Yes	Toilet - Not Operable	Functioning	22-Jun-22	8-Jul-22	WO#712287-completed
53	Yes		Functioning			No issues reported
54	Yes	Flooding	Functioning	20-Jun-22	8-Jul-22	WO#712290-completed
55	Yes	Flooding	Functioning	14-Jun-22	8-Jul-22	WO#712291-completed
56	Yes	Flooding	Functioning	14-Jun-22	8-Jul-22	WO#712292-completed
57	Yes	Sink - Not Operable	Functioning	10-Jul-22	8-Jul-22	WO#712293-completed/New issues/No sink water
Showers						
			Lighting	Additional Information		
Shower - 1				Draining issues		
Shower - 2		Not Functioning		bulb needs replacing		
Shower - 3						Draining issue
			Electrical	Plumbing	Climate Controls	HVAC & Plumbing
Common Areas/Bathroom						Location/Additional Information/Notifications
Upper stair tier	Light Out				6-Jul-22	Cool/light out between 36 and 37 cells
Emergency light ceiling tiles	Wiring					needs replacing
	Other					WO#711036
Lower level tier	Other					light out between staff bathroom/pump tank
Fire extinguishers	Other					inspected/replaced 4/20/2022
Room 19	Other					light bulb need replacing
Jaccs room 20	Other					WO#711035- completed 4-19-2022
CCBC Room 18	Other					WO#711034-completed, WO#711033-not complete
AFIS Room 21	Other					WO#711038-on ordered

wheel chair lift-front							
wheel chair lift-rear							
<hr/>							
Surveillance Cameras	Operable or Non-Operable	Visibility					
CGB Entry	Operable	Yes					
Prisoner Intake	Operable	Yes					
Cell 1	Operable	Yes					
Cell 10	Operable	Yes	7-Jun-22	10-Jun-22			
Cell 1-18	Operable	Yes	7-Jun-22	10-Jun-22			
Cell 19-29	Operable	Yes					
Cell 30-34	Operable	No	7-Jun-22	6-Jul-22			
Cell 35-57	Operable	Yes					
Waiting area 1	Operable	Yes					
Waiting area 2	Operable	Yes					
Infirmary Waiting area	Operable	Yes					
Live Scan area	Operable	Yes					
Finger Printing area	Operable	Yes					
1st Floor front	Operable	Yes					
Pedestrian Gate	Operable	Yes					
Rear Exit Locker	Operable	Yes					
Storage Area	Operable	Yes	7-Jun-22	10-Jun-22			
Stairwell	Operable	Yes					

This daily tracker shall be emailed to DGS, daily. As items are repaired this document shall be updated to reflect. If cells have more than one item e.g. "Plumbing", if there is both flooding, and high water pressure, please use the last column, "Additional Information/Issues" to document additional issues.

**A MEMORANDUM OF AGREEMENT
BETWEEN THE
DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS
AND THE
CORRECTIONS INFORMATION COUNCIL (CIC)**

I. PARTIES

The Parties to this Memorandum of Agreement (MOA) are the District of Columbia (DC) Department of Corrections (DOC), and the Corrections Information Council (CIC), collectively referred to as "the Parties."

II. PURPOSE OF THE MOA

The mission of the DOC is to provide a safe, secure, orderly and humane environment for the confinement of pretrial detainees and sentenced inmates, while affording those in custody meaningful rehabilitative opportunities that will assist them to constructively re-integrate into the community.

CIC is an independent monitoring body authorized by the U.S. Congress and the DC Council to inspect, monitor, and report on the conditions of confinement at facilities where DC residents are incarcerated including facilities operated by the Federal Bureau of Prisons (FBOP), DOC, and private contractors. The CIC reports its observations and recommendations to the DC Mayor, the DC Council, the DC Congressional Representative, the DC Deputy Mayor for Public Safety and Justice, the Director of the FBOP, the Director of the DOC, and the DC community.

The purpose of this MOA is to facilitate the working relationship between DOC and CIC, aspects of which include: quarterly meetings, information sharing, and announced inspections conducted by the CIC of DOC and DOC-contracted facilities.

III. AUTHORITY FOR MOA

The Parties are authorized to enter into this MOA pursuant to D.C. Code § 1-301.01(k), D.C. Code § 24-101.01 and D.C. Code § 24-211.02.

IV. EFFECTIVE DATE AND DURATION

This MOA will be effective upon the date of the final signature of all of the Parties and will remain in effect unless terminated by the Parties.

V. RESPONSIBILITIES OF THE PARTIES

1. CIC may request, upon reasonable advance notice, quarterly meetings to be scheduled and attended by CIC and the DOC Director or his/her designee.
2. Statutorily allowable documents of the current fiscal year shall be inspected by CIC on DOC premises and not duplicated or reproduced. Specifically, CIC shall be allowed to inspect:
 - a. Documents related to conditions of confinement of DOC inmates;
 - b. Inmate grievances;
 - c. Incident reports;
 - d. Inmate disciplinary records;
 - e. Use of force reports;
 - f. Medical and psychological records;
 - g. Operational policies not available on the DOC Website; and
 - h. Logs, records and other data maintained by the facility.

CIC shall be allowed to take notes in the course of reviewing the aforementioned documents.

3. Data Production: CIC will submit quarterly requests for the production of data of the current fiscal year to the DOC's Deputy Director of Administration to be produced by DOC within 30 days of their request. Extensions to the production of data may be granted for good cause. Also, CIC's consent to extend the period of time for DOC to provide data shall not be unreasonably withheld.

- A. Inmate Roster - CIC will request and receive from the DOC an updated roster of all D.C. Code offenders in DOC's custody (to include secure privatized facilities) of each DOC inmate in the form of granular data, with de-identified information of each inmate's:
 - a) Booking Date (if applicable);
 - b) Projected release date (if calculated);
 - c) Demographics (Gender, Race, Age);
 - d) Facility (CDF/CTF, Hope Village/Fairview) and Unit Location (if applicable);
 - e) Security Level; and
 - f) Status (e.g. Pretrial, Sentenced Misdemeanant, Awaiting Transfer, Short-term Sentenced Felon, or USMS In Transit inmate).
- B. DOC Policies and Inmate Handbook - CIC will obtain DOC policies and the Inmate Handbook directly from the DOC's website (www.doc.dc.gov) at its convenience. If there are any updated policies or inmate handbook that are not on DOC's website, CIC will request and receive a copy from DOC, to be produced to them

electronically, if possible. Security and safety sensitive policies, procedures and documents that are not publicly disclosed may be reviewed *in camera*, subject to an executed nondisclosure agreement, and shall not be duplicated, released or detailed in public reports or other forms of disclosure as set forth in Section VI. *infra*.

- C. Staffing Information – CIC will request and receive from DOC data regarding the number of all DOC and contract staff positions at its facilities, the number and title of current vacancies at its facility, and staff-to inmate ratio.
 - D. Inmate Disciplinary Reports - The will request and receive from DOC data in aggregate numbers regarding inmate disciplinary infractions including a breakdown of the type violation, determinations, and disciplinary action (if any).
 - E. Inmate Grievance Process – CIC will request and receive from DOC the same inmate grievance data that is sent to DC Council, but for any additional data pertaining to the same, CIC will request to conduct a manual inspection of the records on DOC premises.
 - F. Programs Profile Report(s) – CIC will request and receive from DOC data for Work Readiness, including the number of inmates tested for GED, number of inmates who passed the GED, and the number of inmates that completed the Transitional Assistance Program and RSAT.
 - G. Restrictive Housing – CIC will request and receive from DOC data on the total number of inmates held in disciplinary segregation, the total number of inmates held in administrative segregation, the total number of inmates held in protective custody (as distinct from administrative segregation for other reasons), the average length of time per inmate held in disciplinary segregation; the average length of time per inmate held in administrative segregation.
 - H. Inmate Deaths – CIC will request and receive from DOC the number of inmate deaths within the facility with the cause of death. The DOC will add the CIC to its Media List for receipt of any press release DOC statements regarding and inmate’s death.
 - I. Suicide Attempts – CIC will request and receive from DOC the number of inmates who have attempted suicide through an overt action requiring more than statements and gestures., with methods for each suicide attempt.
4. Audit Reports – CIC will request and receive from DOC a copy of the most recent versions of the audit reports as they are updated, including, but not limited to:
- (1) American Correctional Association (ACA);
 - (2) Prison Rape Elimination Act (PREA);
 - (3) U.S. Marshals Service (USMS);
 - (4) Federal Bureau of Prisons (BOP);

- (5) D.C. Department of Health (DOH);
- (6) Office of State Superintendent of Education (OSSE)

5. INSPECTION PROCEDURES

- A. Scheduling Inspections – CIC will contact DOC to schedule quarterly announced escorted inspections of identified DOC facilities including contract facilities each quarter pursuant to D.C. Code § 24-101.01(d)(1)), to occur within 14 calendar days following the request, unless otherwise agreed to by the Parties. The inspections will take place within normal business hours, which may vary depending on the facility or unit to be inspected.
- B. Authorized CIC Representatives – Only duly appointed CIC staff will conduct inspections. CIC staff include interns, who are employed by the District of Columbia, and persons designated by the CIC under D.C. Code § 24-101.01(e). CIC Volunteers shall not conduct inspections.
- C. Entrance Procedures – CIC staff shall be searched in accordance with DOC procedures in place for all staff and visitors. Government issued photo identification will be sufficient documentation for entry for CIC representatives who are CIC staff who are employed by the District of Columbia, and persons designated by the CIC under D.C. Code § 24-101.01(e).
- D. CIC Electronic Devices (e.g. audio/recorders, cell phones, laptops, cameras) are prohibited unless the CIC requests and is specifically authorized by the DOC. Additionally, the inmate must authorize any of these types of recordings by executing the CIC and the DOC consent forms. If approved, strict security control over the device(s) shall be maintained by CIC staff while in the facility and at no time shall CIC allow inmates to have access, possession or control over the device(s).
- E. CIC Staff Supervision and Escorts – CIC staff shall remain under direct visual DOC staff supervision and escort at all times during institution inspections by all CIC representatives. DOC staff shall not interfere with CIC institution inspections, unless such inspections interfere with the safety and security of DOC inmates, staff, and visitors.
- F. Inmate Interviews – When inmates consent to an interview, CIC staff may conduct interviews of inmates in areas open to inspection and authorized by the Warden. The CIC shall interview inmates individually, not in groups. CIC interviews shall be supervised visually by DOC staff, but provide, to the extent possible, areas with reasonable audio privacy. Attorney Visitation, Attorney Phone Service and Social Visitation shall not be used for CIC interviews.
- G. Institution Tours - CIC will inform DOC's Deputy Director of Administration which

areas are to be inspected so that the Deputy Director may arrange for staff escort and supervision of the CIC staff. During the inspections, CIC staff may speak with inmates and staff, insofar as it does not delay or disrupt the inspection schedule or facility operations. If longer interviews are required, CIC staff shall request and schedule the interview through the established protocol.

- H. CIC may request a formal interview or record review following an informal encounter, in accordance with DOC inmate interview procedures, including the inmate's completion of the DOC consent forms for interviews. CIC may request to review inmate records with the submission of the consent form for disclosure of records duly executed by the inmate authorizing the CIC to review the records.
- I. FOLLOW-UP INSPECTIONS- The CIC may submit requests for follow-up documentation, visits, on unit interviews, announced inspections, and/or tours to the DOC Deputy Director of Administration. Such requests shall be in accordance with the established procedure.

6. CIC CONTACT WITH DOC INMATES

- A. At all times, CIC shall maintain a professional decorum when interacting with DOC's staff and inmates and adhere to protocols consistent with a secure correctional environment. CIC staff must adhere to all DOC policies, procedures and security practices including DOC's Non-Fraternization policy and DOC's Employee Code of Ethics and Conduct with regard to their interactions with DOC's inmates. Any CIC staff who introduces or attempts to introduce contraband into the institution or engages in violations of the code of conduct or security violations, shall be subject to: an immediate suspension of the visits and other access to inmates; suspension from entering any DOC facility for a specified period of time or indefinitely; a permanent ban from entering any DOC facility in the future, and/or a possible referral for criminal prosecution.
- B. CIC shall use the DOC "Legal Mail" privileges applied to correspondence with individual inmates that apply to attorneys, courts, and public officials under DOC policies. Correspondence from CIC must be marked "Legal Mail - Open Only in the Presence of the Inmate." Legal mail will not be read although it will be opened in the presence of the inmate, and searched for contraband. Only appointed representatives of the CIC and full-time CIC staff shall use Legal Mail privileges. Legal Mail privileges shall not be used by other CIC participants (e. g. contractors, volunteers, interns).
- C. CIC will have Phone Access to DOC inmates by inmates calling the CIC main number, 202-478-9211 directly, using inmate phone system accessible to inmates on the unit, without having to add the CIC main number to their pre-approved call lists.

- D. Attorney Visitation, Attorney Phone Service and Social Visitation shall not be used for CIC contact with inmates.
- E. Whereas the CIC does not provide direct services to inmates, and it does not act as a personal attorney or provide legal representation or advice, the CIC shall not provide legal representation or legal advice on behalf of inmates against or before the DOC.

VI. PUBLICATIONS AND RELEASE OF INFORMATION

- A. Publication of Reports and Audits-At least 45 days prior to publication, the CIC will provide a draft copy of its reports to the DOC for review, questions, comments, suggestions, objections, or supplemental information. DOC will respond formally to the CIC's draft report before publication within 30 days of receipt, or longer upon agreement by the parties. The period will be extended to the next business day if it falls on a weekend, holiday, or a day when the DOC is otherwise closed. The parties agree to negotiate in good faith discrepancies and concerns in the draft report and comments and resolve them prior to publication.
- B. Nondisclosure of Security Sensitive, Private or Privileged Documents or Information-Security sensitive, private or privileged documents or information shall be deemed confidential information and shall not be released, disclosed, or published by the CIC. The CIC agrees that it will disclose these records only to CIC staff where necessary for CIC to conduct its review and complete its written report that is the subject of the review.
- C. The CIC shall make known the provisions of this agreement and ensure it is fully understood by all persons involved in their reviews who receive confidential information. CIC agrees to employ reasonable measures to control, consistent with this agreement, duplication, access to and distribution of the protected material. The CIC does not intend to affect in any way the safety, security or order of the DOC facilities, the confidentiality and privacy of protected information and agrees to work in good faith to this end.
- D. If DOC records or information are sought through legal process to include but not limited to government, media or individual requests, Freedom of Information Act requests, subpoena, or discovery requests, CIC shall immediately notify the DOC General Counsel to coordinate a response as deemed legally appropriate. CIC shall consult with the DOC General Counsel in advance for guidance on information that shall not be made public.
- E. If confidential information is disclosed inadvertently or intentionally in violation of this agreement, CIC shall notify the DOC in order to coordinate taking immediate steps to assess the situation and take appropriate action to retrieve the information and/or mitigate the consequences. Time shall be of the essence where a breach of

confidentiality occurs to notify the DOC and take action to remediate.

VII. RESPONSE TIMELINES AND EXPEDITED REQUESTS

CIC and DOC agree that the timeframes outlined in this agreement should be used routinely and in the general course for institution inspections and ancillary records requests, follow-up interviews, and communication. However, CIC may make a reasonable expedited request upon good cause shown. Such requests should be submitted to DOC's Deputy Director for Administration, who will use his/her reasonable efforts to fulfill the request, considering the situation and these procedures. DOC may make a reasonable request for additional time to respond to regular requests and consent for extension of time shall not unreasonably withheld by the CIC.

VIII. ANTI-DEFICIENCY ACT

Nothing contained herein shall be construed to obligate any party to any expenditure or obligation of funds in excess or advance of appropriations, in accordance with the Anti-Deficiency Act, 31 U.S.C. §1341. The Parties acknowledge and agree that their respective obligations to fulfill financial obligations of any kind pursuant to any and all provisions of this MOA, or any subsequent agreement entered into by the Parties pursuant to this MOA, are and shall remain subject to the provisions of (i) the Federal Anti-Deficiency Act, 31 U.S.C. §§1341, 1342, 1349, 1351; (ii) the District of Columbia Anti-Deficiency Act, D.C. Code §§ 47-355.01-355.08 (2001); (iii) D.C. Code § 47-105 (2001); and (iv) D.C. Code § 1-204.46 (2006 Supp.), as the foregoing statutes may be amended from time to time, regardless of whether a particular obligation has been expressly so conditioned.

IX. MODIFICATIONS AND EXTENSIONS

Modification of this MOA shall be in writing, in the form of an amendment signed and dated by authorized representatives of each of the Parties and attached to the original version of the MOA.

X. TERMINATION

Any Party may terminate this MOA at any time upon ninety (90) days written notice to the other Party. This MOA may also be terminated immediately by either Party for the following reasons:

1. Changes in applicable law;
2. Changes in a District or federal policy affecting the services in this MOA;
3. Changes in the structure or the nature of the program covered by this MOA;
4. Elimination of the program or services covered by this MOA; and
5. Failure of the other Party to comply with District and federal laws, rules or regulations or DOC policy and procedures.

Termination of this MOA shall not preclude CIC from carrying out its statutory obligations.

XI. NOTICE

Any notice required pursuant to this MOA shall be in writing and shall be deemed to have been delivered and given for all purposes (a) on the delivery date if delivered by confirmed electronic mail delivery (email), facsimile or delivered personally to the Party to whom the notice is addressed; (b) one (1) business day after deposit with a commercial overnight carrier with written verification of receipt; or (c) five (5) business days after the mailing date, whether or not actually received, if sent by US Mail, return receipt requested, postage and charges prepaid or any other means of rapid mail delivery for which a receipt is available. Notice shall be sent to the following persons and addresses:

To DOC:

Gitana Stewart-Ponder
Deputy Director of Administration
D.C. Department of Corrections
2000 14th Street, NW
Washington, D. C. 20009
202-671-2073 (office)
202-716-3174 (mobile)
gitana.stewart-ponder@dc.gov

To CIC:

Donald Isaac, Sr.
Executive Director
D.C. Corrections Information Council
2901 14th St NW, Ground Floor
Washington, DC 20009
Phone: 202-478-9211
Mobile: 202-489-7184
Email: Donald.Isaac@dc.gov

XII. CONFIDENTIAL INFORMATION

The parties to this MOA will use, restrict, safeguard and dispose of all information related to services provided by this MOA, in accordance with all relevant federal and local statutes, regulations and policies.

XIII. CONTROLLING LAWS AND REGULATIONS

The parties to this MOA will use, restrict, safeguard and dispose of all information related to the services provided by this MOA in accordance with all relevant and applicable federal and local statutes, regulations and policies, including but not limited to law governing the protection of sensitive information pertaining to offenders (e.g., HIPAA, the federal Privacy Act; the federal and District of Columbia Freedom of Information Acts). The Parties shall comply with all applicable laws, rules and regulations whether now in force or hereafter enacted or promulgated.

XIV. NO JOINT VENTURE OR THIRD-PARTY BENEFICIARIES

Nothing contained in this MOA shall be deemed or construed by the Parties or by any third party to create the relationship of principal and agent, partnership, joint venture or any association between the Parties except as specifically stated herein. This MOA is made for the benefit of the parties hereto and not for the benefit of any third party.

XV. LIABILITY

Each Party shall be responsible for any liability arising from its own conduct and retain immunity and all defenses available to it pursuant to federal law. No Party agrees to insure, defend, or indemnify another. Each party shall promptly notify the other parties of any information related to the provision of services under this MOA which could reasonably lead to a claim, demand or liability of or against the other parties or the District by any third party.

XVI. NOTICE OF CLAIMS

Each Party shall promptly inform the other Party of any information related to the provision of services under this MOA, which could reasonably lead to a claim, demand or liability of or against the other Party or the District by any third party.

XVII. SEVERABILITY

This MOA shall be deemed severable and any provision of this MOA that violates any law, statute, rule, or regulation of the District of Columbia or the United States, or is otherwise invalid or unenforceable, shall be deemed to be severed and shall not affect the enforceability of any other provision thereof.

XVIII. HEADINGS/COUNTERPARTS

The headings in this MOA are for purposes of reference only and shall not limit or define the meaning of any provision hereof. This MOA may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same document.

XIX. JOINTLY DRAFTED

This MOA shall be deemed to have been drafted by all Parties and, in the event of a dispute, shall not be construed against any Party on that basis.

XX. AUTHORITY OF THE PARTIES

By executing this MOA, each Party represents to the other Party that it is authorized to enter into this MOA, that the person signing on its behalf is duly authorized to execute this MOA and that no other signatures are necessary.

XXI. ENTIRE AGREEMENT


This MOA contains the entire understanding of the Parties with respect to the matters contained herein, and supersedes any and all other agreements between the parties relating to the matters contained herein. No oral or written statements not specifically incorporated or referenced herein shall be of any force or effect.

The remainder of this page is intentionally left blank.

XXII. DISPUTE RESOLUTION

In the event of a dispute, the CIC and DOC Directors or designees shall coordinate a resolution. If a resolution cannot be reached either party may appeal to the Deputy Mayor for Public Safety and Justice.


IN WITNESS WHEREOF, this Memorandum of Understanding shall be executed on the date and year indicated below.



Quincy L. Booth
Director
District of Columbia Department of Corrections



DATE

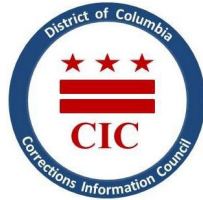


Donald Isaac, Sr.
Executive Director
Corrections Information Counsel



DATE

District of Columbia
Corrections Information Council

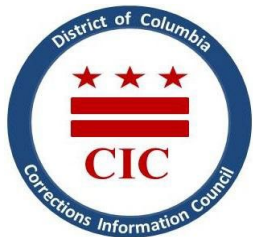


District of Columbia
Department of Corrections (DOC)

Follow-Up Report on Findings and Recommendations



October 21, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public are kept anonymous and confidential.

DC Corrections Information Council

1400 Eye Street NW – Suite 400
Washington, DC 20005
Phone: (202) 478-9211
Email: dccic@dc.gov
Website: <https://cic.dc.gov/>

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Facility Overview

Central Detention Facility Profile

Dates of Inspection: July 12, 2022
Location: SE, Washington, DC
Security Level: Minimum, Medium, Maximum

Rated Capacity: 2,160
07/12/22 Population: 1,006

Correctional Treatment Facility Profile

Dates of Inspection: July 12, 2022
Location: SE, Washington, DC
Security Level: Minimum, Medium

Rated Capacity: 1,400
07/12/22 Population: 363

Introduction

The DC Department of Corrections is comprised of the Central Detention Facility (CDF), Correctional Treatment Facility (CTF), and Central Cell Block (CCB). On March 17, 2022, the CIC conducted an inspection of CTF; on March 24, 2022, the CIC conducted an inspection of CDF; and on April 5, 2022, the CIC conducted an inspection of CCB. The CIC published three separate reports with recommendations, and the DOC provided written responses. Since those inspections, some CIC recommendations have been implemented, and some are reportedly in the process of implementation. This report focuses on the CIC's inspection on July 12, 2022, which examines the status of March and April findings.

General Findings

The CIC highlights the following:

Ready Center

- During the CIC's previous inspection of DOC, the Ready Center did not have a physical location. Ready Center services were provided virtually. The CIC recommended that the DOC locate a physical space to render services. The Ready Center is now temporarily operating inside of the Reeves Center.
- There is no definitive timeline for a permanent Ready Center location.
- As residents are released from the DOC, while still in Receiving and Discharge (R&D), they are allowed a phone call to contact the Ready Center for an appointment to get services.
- Effective May 2, 2022, the Ready Center is now under the management and purview of DOC's Deputy Director of College and Career Readiness & Professional Development (CCR).

Resident Grievance Procedures throughout DOC

- During the CIC's previous inspection, DOC residents discussed not receiving responses to grievances within the seven-day period indicated by DOC policy.
- The DOC revised its grievance policy. It now has 15 days to respond to grievances, which reportedly required adjustment to facilitate timely responses to sizable grievance loads. Grievances are also now picked up Monday through Friday, as opposed to the previous practice of only Mondays, Wednesdays, and Fridays.

Updated Signage throughout the DOC

- During the CIC tour of the CDF and CTF, the DOC posted new signage throughout its facilities in both English and Spanish.

Meals at the DOC

- Residents previously stated that dinner meals were always cold meals that consisted of lunchmeat sandwiches. The DOC now provides a cold meal for lunch and a hot meal for dinner.

CDF Findings

South 1

Max Capacity: 80

Current Population: 34

- Previously, the visitation screen and the TV in this housing unit were broken. The DOC repaired both.
- The shower areas were previously found as unsanitary. During this inspection, all shower areas in restrictive housing were clean and sanitary.
- One resident complained of mice inside of his cell. The DOC relocated the resident.
- During this inspection, there were no complaints by restrictive housing residents about access to cleaning supplies for their cells.
- The phone in the TV room of this unit was broken during this inspection. However, residents who have phone privileges may use a GTL tablet, which has phone features available for use while in the TV room during recreation.

Northwest 1

Max Capacity: 160

Current Population: 95

- During the CIC's previous inspection, residents reported that two visiting screens did not work. At the time of this inspection, the same two visiting screens were not working.
- During the CIC's previous inspection, residents complained about the heating and ventilation system. The fans were dirty and caked with dust, and there were not enough fans for proper air circulation. The DOC cleaned the fans, and new fans were added to the unit. The air conditioning system was also blowing cool air properly inside of the housing unit.
- Previously, there was a plumbing issue in the bottom right shower area that caused flooding and blocked drains during showers. Those showers are currently closed for use.
- Several of the chase closets in this unit were leaking and/or flooding. Residents placed T-shirts under the doors to stop the flooding, but they indicated that water was still entering their cells.
- Currently, there are six GTL tablets for this housing unit population of ninety-five people.
- Residents reported participation in outside recreation.

Southwest 3

Max Capacity: 160

Current Population: 90

- Previously, there was a problem with air ventilation in this unit. The DOC fixed the problem, and air is now circulating.

- There are four phones and two visiting screens that are not operable. The DOC's previous response indicated that "they are in the process of being repaired". As of this inspection, they were still not operable.
- Residents previously mentioned that they were not getting outside recreation. They are now receiving outside recreation.

CTF Findings

Young Men Emerging Unit (YME)

Max Capacity: 32

Current Population: 17

- Previously, during the CIC's inspection of the YME unit, the young men stated there were no GED classes. The DOC's response indicated that the young men were enrolled in GED classes. The DOC also said that everyone in the YME program had to be enrolled in some type of educational programming.
- During this follow up inspection, all the young men were reportedly enrolled in GED classes. Young men who already earned their GED are involved in other educational programming.

50 and Over Unit

Max Capacity: 33

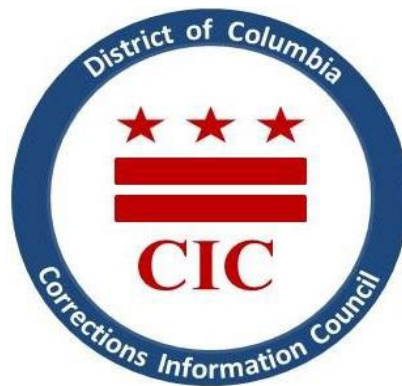
Population on the Unit: 29

- During the previous CIC inspection, residents in this housing unit mentioned that they did not have access to any programs, including reentry. The DOC's response said that a town hall meeting took place on April 19, 2022. After the town hall meeting, the program manager volunteered to conduct programming while awaiting the development of a more comprehensive plan on how the fifty and over unit could best receive programming. During this follow up inspection, the CIC confirmed that the town hall meeting did occur, but currently there were still no programs.
- The process for phone cards typically takes two to three days after payment is withdrawn from a resident account. Some residents reported that money was drafted from their accounts, but they waited weeks to receive the phone cards. The DOC contacted inmate finance, but there was no clarity regarding the reason for the wait.
- Residents receive outside recreation.

Central Cell Block Information

The CIC did not physically visit the Central Cell Block (CCB) during this visit. However, the DOC provided the CCB Daily Maintenance/Environmental Tracker, which details the issues and work

orders submitted by the DOC to the Department of General Services (DGS). DGS is responsible for the maintenance of CCB.



GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS



October 31, 2022

Reverend Donald L. Isaac
Executive Director
Corrections Information Council
1400 I Street, NW
Washington, DC 20005

Dear Director Isaac:

Thank you for the opportunity to provide a response to the Corrections Information Council (CIC) follow up report. CIC re-inspected the Central Detention Facility and Correctional Treatment Facility on July 12, 2022.

DOC appreciates our ongoing partnership with CIC whereby we look both to seek improved circumstance and outcomes for District of Columbia inmates returning to the community. DOC finds itself in an untenable position. To be audited or inspected without a set of measurable standards and/or regulations, DOC cannot always provide a clear, concise and comprehensive response to many of CIC's findings. Having a standardized nationally recognized instrument will allow DOC to know what to expect from an inspecting body. DOC is audited/inspected by several agencies such as the American Correctional Association, the DC Department of Health, and the United States Marshals Services, that use an instrument(s) that DOC also has to ensure we are always compliant with the standards/regulations that will be used to audit our facilities. We believe this is standard practice and will yield the best results.

DOC appreciates our ongoing partnership with the CIC whereby we look both to seek improved circumstance and outcomes for District of Columbia inmates returning to the community.

I hope that you find this information responsive to your observations. Should you require additional information or need further clarification of our submittal, please contact me at (202) 673-7316.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Faust', written over a horizontal line.

Thomas Faust
Director

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CORRECTIONS



Office of Internal Control Compliance and Audit

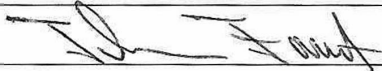

Inspection Response: Action Plan

Audit Name: Corrections Information Council

Audit Period: July 12, 2022

Facility: Central Detention Facility and Correctional Treatment Facility

Prepared By: Gloria J Robertson, Compliance and Review Officer

Document Owner(s)	Job Title	Approval	Date
	Director	Thomas Faust	October 31, 2022
	Compliance and Review Officer	Gloria J Robertson	October 27, 2022

CIC Findings for the Fifty and Over Unit:

1. During the previous CIC inspection, residents in this housing unit mentioned that they did not have access to any programs, including reentry. The DOC's response said that a town hall meeting took place on April 19, 2022. After the town hall meeting, the program manager volunteered to conduct programming while awaiting the development of a more comprehensive plan on how the fifty and over unit could best receive programming. During this follow up inspection, the CIC confirmed that the town hall meeting did occur, but currently there were still no programs.

2. The process for phone cards typically takes two to three days after payment is withdrawn from a resident account. Some residents reported that money was drafted from their accounts, but they waited weeks to receive the phone cards. The DOC contacted inmate finance, but there was no clarity regarding the reason for the wait.

DOC Response to Fifty and Over Unit Findings:

1. Inmates on the 50 and over unit have access to a plethora of programming that they can take advantage of such as the 800 plus programs offered on the American Prison Data System (APDS) educational tablets in which they can enroll in and participate. Additionally, educational programming is offered through DOCs College and Career Readiness division. Such programming includes GED programming, credit and non-credit college courses, and CTECH programming, which is a telecommunications course that offers 6 different certifications. The inmates on the 50 and over unit are afforded the same programming opportunities as all other inmates in the CTF facility and all they need to do is enroll and/or sign up for the courses. In addition to the above-mentioned available programs, there was a town hall meeting to discuss further needs of this population. The town hall discussion reiterated to the 50 and over population, the availability of the large number of programs via the tablet, and how the inmates can access.

2. The Office of Inmate Finance reviewed the financial transactions of each inmate in the 50 and over unit. The review revealed, no funds were deducted from inmate accounts for telephone services during the week of July 11, 2022. The Office of the Chief Financial Officer cancelled the distribution of calling card services for that week. Inmates typically receive their cards within seven days of the funds being deducted from their account.

CIC Findings for South One:

1. One resident complained of mice inside of his cell. The DOC relocated the resident.

2. The phone in the TV room of this unit was broken during this inspection. However, residents who have phone privileges may use a GTL tablet, which has phone features available for use while in the TV room during recreation.

DOC Response to South One Findings:

1. Orkin, DOC's Pest Control contractor, has responded to this unit for the treatment of rodents. Orkin treated this unit on the following dates:

- July 15, 2022
- July 29, 2022
- August 2, 2022
- August 9, 2022
- August 26, 2022
- August 30, 2022
- September 2, 2022
- September 6, 2022
- September 27, 2022

Treatment is based on observations during routine inspections, and upon the request of staff or inmates.

2. The telephone in the TV room was repaired, and has been operational since August 2022.

CIC Findings for Southwest Three:

1. There are four phones and two visiting screens that are not operable. The DOC's previous response indicated that "they are in the process of being repaired". As of this inspection, they were still not operable.

DOC Response Southwest Three Findings:

1. As of July 17, 2022, phones in the unit were repaired. There are times the repair may take longer than desired as the wait for parts can add to the delay.

CIC Findings for Northwest One:

1. During the CIC's previous inspection, residents reported that two visiting screens did not work. At the time of this inspection, the same two visiting screens were not working.

2. Previously, there was a plumbing issue in the bottom right shower area that caused flooding and blocked drains during showers. Those showers are currently closed for use.

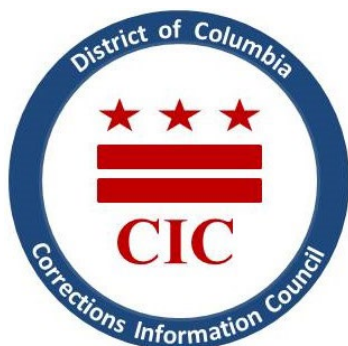
3. Several of the chase closets in this unit were leaking and/or flooding. Residents placed T-shirts under the doors to stop the flooding, but they indicated that water was still entering their cells.

4. Currently, there are six GTL tablets for this housing unit population of ninety-five people.

DOC Response to Northwest One Findings:

1. We are experiencing connectivity issues; however, this issue is being addressed. Inmates on this unit are able to receive video visits.
2. DOC has no record of a flood in July 2022 and the showers on the unit were no closed for use. Drains were unclogged on two occasions, July 5 and 6, 2022 secondary to staff requests. In addition, the only leak was the janitor's closet which was closed off. As a result of the CIC report, the shower was inspected by facilities maintenance on August 12, 2022 by work order #234-907 and no clog or issues were found.
3. Unit chase closets were inspected on August 13, 2022 by work order #234-906. The chase closet 12-13 leak was repaired. No other leaks were present after this repair.
4. GTL provides the tablets. The number of available tablets vary depending on breakage, the number of units open and arrival of replacement tablets. There are currently twenty-one available tablets available to this unit.

**District of Columbia
Corrections Information Council**



**FCI Petersburg
Inspection Report**



September 9, 2022

District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where inmates from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of inmates, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

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Facility Demographics

Petersburg FCI - Medium

Dates of Inspection: December 4-6, 2021	DC Residents: 127
Location: Hopewell, VA	Resident Average Age: 41
Rated Capacity: 2,210 (full complex) ¹	DC Resident Average Age: 41
Residents: 1,502	CIC Survey Respondents: 40

Petersburg FCI - Low

Dates of Inspection: December 4-6, 2021	DC Residents: 59
Location: Hopewell, VA	Resident Average Age: 45
Rated Capacity: 2,210 (full complex)	DC Resident Average Age: 43
Residents: 770	CIC Survey Respondents: 15

¹ The BOP declined to provide rated capacity information for the individual facilities. The rated capacity number for the complex was obtained from a Prison Rape Elimination Act (PREA) Audit Report dated March 27, 2021, and published on the BOP website at https://www.bop.gov/locations/institutions/pem/PEX_prea_2021.pdf

I. Introduction

Federal Correctional Complex (FCC) Petersburg is a federal prison complex including a medium-security facility, a low-security facility, and an adjacent satellite prison camp. Built in 1932, the facility is approximately 150 driving miles from Washington, DC. The CIC conducted an inspection of the Medium and Low facilities on December 4-6, 2021.

The rated capacity of the complex is 2,210 individuals.² As of November 16, 2021, there were 1,502 individuals at the Medium, and 770 at the Low for a total of 2,272 residents, which is 3% over capacity. As of the same date, there were 127 DC Code offenders at the Medium and 59 at the Low, meaning DC individuals comprised approximately 8% of the population at each facility. There were no DC individuals at the satellite camp, so the CIC did not visit that part of the complex.

Medium Facility

The Medium facility contains seven housing units, as well as the Special Housing Unit for the complex. Classes provided include GED, ESL, and three types of vocational programs: Custodial Business Management, Culinary Arts, and Construction and Carpentry. The Medium has a UNICOR Distribution Center that sorts and repackages clothing hangers for private vendors, as well as assembles toiletry kits for inmates.

Other specialized programs at the Medium include a Residential Drug Abuse Program (RDAP), and the Sex Offender Management Program (SOMP), which is a non-residential program that involves the assessment, voluntary treatment, and monitoring of individuals with a history of sex offenses.

Low Facility

The Low facility has twelve housing units. The Low does not have its own kitchen, dining hall, or pharmacy. Meals are prepared in a trailer and transported to units, which reportedly often arrive cold. Individuals receiving daily medication must also walk to the Medium to pick it up.

Specialized programs at the Low include an RDAP unit and the Life Connections Program, which is a voluntary residential program that encourages individuals to use their personal belief system to develop a personal code of conduct. The Low also has a UNICOR Print Plant, which is a full-service printer for federal agencies.

² According to a Prison Rape Elimination Act (PREA) Audit Report dated March 27, 2021 available on the Bureau of Prisons website at . The BOP declined to provide the CIC with rated capacity information for the individual facilities.

II. Key Findings

- Individuals who spoke with the CIC reported little or no physical violence at FCC Petersburg.
- The facility has a high number of inmates with full COVID-19 vaccinations. At the time of the CIC's visit, the BOP reported that more than 2000 inmates and 450 staff had been fully vaccinated at the complex.³ Nearly everyone with whom the CIC spoke indicated that they had received a full vaccination, and some shared that they had been offered booster shots as well.
- The CIC heard serious concerns about water leaking into housing units, particularly at the Low facility. The CIC was not permitted to tour housing units despite advance and on-site requests, but did see evidence of water damage elsewhere in the facility.
- Individuals provided mixed reviews of their experiences with medical care. The most common issues were complaints about delays to requests for care.
- DC residents in the Special Housing Unit reported that they receive insufficient toilet paper.
- Individuals at the Medium facility shared that GED classes had resumed, but not GED testing.
- The CIC received mixed feedback on DC residents' experiences with facility staff, including that some unit team staff were helpful, some staff verbally harass residents, and some counselors and case managers are unresponsive or do not know how to help DC inmates.

III. Recommendations

The CIC recommends the BOP take the following actions to address the concerns raised by DC residents in this report:

- 1) The BOP should fund and complete appropriate building repairs at FCI Petersburg, including resolving water leaks, to ensure that residents are housed in safe and healthy conditions.
- 2) The BOP should provide a functional dining facility at the Low security facility, where residents can sit and eat hot meals.
- 3) The executive staff should resume GED testing at the Medium facility, and increase staffing within the education department to ensure teachers are available to teach classes.
- 4) The facility should supply residents in the SHU with adequate toilet paper.
- 5) The facility should increase re-entry efforts with more staffing and information for the DC population.

³ Due to movement between institutions, the number of vaccinations completed at a facility may not represent the number of vaccinated individuals currently at that facility.

IV. Physical Plant Conditions

DC residents at both facilities reported concerns about roofs leaking inside of housing units. The reports were most widespread and concerning at the Low facility. The CIC typically visits at least one housing unit during a facility inspection. The team was not allowed to tour housing units at either facility at FCI Petersburg. When asked to provide justification for the denial, the Warden stated that they looked no different than the residential programming units that the CIC had toured, so there was no need to see a housing unit. Given the widespread complaints from residents about the dilapidated and uninhabitable condition of their housing units, this denial of access is particularly concerning. The BOP also declined to provide information on the rated capacity of each of the facilities, despite this being basic factual information about how many individuals the facility can safely hold.

Medium

Four of the forty DC individuals at the Medium reported concerns about leaks on three different housing units. An individual on the B North unit said that water runs down the walls in that unit so often that he has devised a system to channel the water from the walls to his trash can. Another individual stated that the lockers were removed from the walls in that unit because of mold growing behind them, and that there are buckets in the common areas to catch drips. The CIC was not permitted to tour any housing units and cannot confirm these issues; however, CIC personnel observed water stains and peeling paint on the ceiling in the staff dining room.

Low

Five out of the 15 DC residents at the Low reported concerns about leaks in Lee Hall and Richmond Hall. One resident stated, “when it rains it floods.” Another resident stated that when it rains the residents catch the incoming water with buckets. Similar to the Medium, CIC staff was not permitted to tour any housing units to corroborate the reports of leaks. A resident in Lee Hall reported that the upstairs portion of Lee Hall is closed at this time, due to frequent flooding. Four residents reported roaches and mold in the unit.

When the CIC asked the executive team about the reports of dilapidated buildings and water damage, staff told the CIC that all unit closures were due to COVID and the reduction of the population at the Low facility. Reportedly, maintenance issues are being addressed, but were dependent on available funding.

There is no kitchen at the Petersburg Low facility. Currently, meals are prepared in a trailer and transported to housing units. Four residents stated that all meals are served cold because food must be transported outside. The Warden stated that there were plans for construction of a temporary dining facility at the Low, which would allow residents to eat in one location away from their housing units. The plans for this facility do not include a working kitchen. The Warden could not provide an estimated timeline for completion of the temporary dining facility at the Low.

CIC RECOMMENDATION: The BOP should fund and complete appropriate building repairs at FCI Petersburg, including resolving water leaks, to ensure that residents are housed in safe and healthy conditions.

BOP Response: FCC Petersburg is in Phase I of constructing a new dining facility which is 92% complete. FCC Petersburg has requested funding for Phase II of the

dining facility project through the appropriate national funding protocol. Upon completion, inmates at the Low Security facility will have the ability to sit and eat hot meals. The Facilities Department continues to monitor all areas and complete repairs, as needed.

CIC RECOMMENDATION: The BOP should provide a functional dining facility at the Low security facility, where residents can sit and eat hot meals.

BOP Response: FCC Petersburg is constructing a new dining facility which is dependent upon national funding. However, the building is 92% completed. Once completed, inmates at the Low Security facility will have the ability to sit and eat hot meals.

V. Education and Programming

DC residents shared concerns about lack of access to GED testing, not enough programming, and frustrations over not receiving the same good time credit for completing First Step Act programs as federally sentenced individuals.

Medium

Of the 40 DC residents who spoke to the CIC, 19 reported participating in at least one type of programming, while 21 reported that they were not participating in any programming, including working in UNICOR.

Program	Number of DC participants (out of 40) ⁴
Education (GED, ABE)	10
Adult Continuing Ed (ACE)	9
Vocational Training	6
UNICOR	11
Other programs	6

Education

Prior to the site visit, the BOP informed the CIC that out of approximately 1,500 individuals at the Medium, 32 individuals were currently enrolled in the GED program.⁵ During the site visit, staff informed the CIC that 93 individuals were currently enrolled in the GED program. After the site visit, the BOP informed the CIC that one DC resident was enrolled in education classes at the Medium facility. Ten DC residents who spoke with the CIC said that they were currently participating in education classes.

During the CIC’s visit, ACE classes were being offered as cell-study packets. All education for individuals in the SHU is offered via paper packets for cell-study.

Fifteen individuals shared comments about education. Four individuals studying for the GED or tutoring others said that while the education area had been open for classes for seven months, the

⁴ The total number of DC participants is higher than the 19 individuals noted in the text because some individuals reported participating in multiple programs.

⁵ BOP Education Profile Report dated November 15, 2021.

facility was still not offering GED testing. One individual said that there is only one staff member who can administer the GED test, that only 4-5 people can test at a time, and that individuals are only allowed to take one of the four subject area tests on a single day. Several people indicated that they were getting frustrated or watching others get frustrated and stop working towards a GED. Executive staff told the CIC that GED testing was active and ongoing. The CIC observed 25 computers reportedly used as GED testing stations.

Four individuals stated that they wanted more advanced educational offerings such as college courses.

Vocational Training Programs

There are three vocational programs at FCI Petersburg Medium. Custodial Business Management is a 12-month program with 19 current participants, according to facility staff. The most recent group resumed classes in October after pausing due to COVID restrictions. The Culinary Arts program is a new 12-month program with 10 participants. Building and Trades is a 12-month program for construction and carpentry with 11 participants who were enrolled before the pandemic.

Facility staff shared that forty individuals at the facility are participating in vocational training.

Six DC residents who spoke with the CIC reported that they were participating in vocational training. Two participants reported liking the programs: “vocational training is the best program” and “anything that will get me home and help me be successful”. Two individuals shared that they were unaware of the vocational training available, and two others stated that they are on a waiting list for vocational training programs. Four individuals mentioned wanting more or different vocational offerings, including HVAC, electrical, auto mechanics, CDL, and dental assistant courses.

UNICOR

At the Medium, the UNICOR operation consists of a Distribution Center that sorts and repackages clothing hangers for private vendors, as well as assembling toiletry kits for inmates. Workers are not paid an hourly rate for their work. Instead, they are paid a “piece rate,” meaning paid by the number of units completed. In this case the unit is a large box of hangers sorted by a group of six people.⁶

There are 128 individuals currently working in UNICOR, which is about half the normal capacity, to allow for social distancing. According to the BOP, 15 DC residents were participating in UNICOR at the Medium facility. At the time of the CIC’s visit, the average pay rate for UNICOR employees at the Medium facility was \$1.15 per hour.

Eleven DC individuals who spoke to the CIC shared that they were working in UNICOR, with two more on the waiting list. Two individuals said UNICOR was “pretty good”, and two others said that the work was “mindless” and “keeps you out of trouble but you’re not building skills”. Another individual said that there is sometimes friction between workers because their pay is dependent on their group output.

Re-Entry

BOP institutions are required to provide release preparation programming in health, employment, consumer skills, community resources, release requirements, and personal growth and development.

⁶ Per UNICOR Supervisor, prior to Covid there were 12-13 workers per table, there are currently 6 to allow for distancing.

According to the BOP, re-entry programming at FCC Petersburg is offered through various departments. The Education department offers GED/ESL, vocational training, and parenting classes, as well as ACT Work Keys, a program that teaches basic math and computer literacy. The Psychology department offers programs such as anger management, basic cognitive skills, trauma education, and drug treatment. The Religious Services department offers the Life Connections Program. The BOP informed the CIC that the DMV License Program is available to individuals at the Medium and Low facilities, as well as the camp.

The re-entry affairs coordinator at the Medium facility was on leave during the CIC’s visit, so the CIC was not able to speak with them. Only two individuals at the Medium reported having ever met with the Re-entry Affairs Coordinator.

Low

The CIC staff spoke with 15 DC residents in custody at Petersburg Low. Of those, five said they were participating in some type of programming, while seven said they were not participating in any programming. Three of the respondents declined to answer. One resident stated, “There are no programs available,” while another resident said, “There are currently no programs available other than drug programs for which they say I do not qualify because I do not have a history of drugs or substance abuse. There is also a religious faith-based program [for] which I am told I do not qualify because of the length of my remaining sentence. I am eligible for IRAA, so a failure to program is viewed negatively when it comes to a potential early release.”

Program	No. of DC participants (out of 15)
Education (GED/ABE)	1
Adult Continuing Ed (ACE)	1
Vocational	0
UNICOR	1
Other programs	3

Education

There are two vacancies in the education department for an education specialist and a teacher. According to staff, prior to COVID there were 10-15 students per class and currently each class has four to five students. There are 11 law library computers in the education building, which were all operable on the day the CIC visited. According to the education staff, there is a Vocational Training program for machinery, which the CIC did not see.

Four DC residents shared that they were taking GED classes at the facility. One resident stated that he was enrolled in the GED class, but “the instructor was never there, so I dropped out after some time.” Another resident shared that he requested a certificate of completion from education, but never got a reply and that he “never sees staff.” The remaining residents in the GED class stated that the classes were being taught by fellow inmate tutors.

Independent study packets and resident-led ACE classes are offered. There were no university partnerships in place at the time of the CIC’s visit.

UNICOR

The Low has a UNICOR Print Plant, which is a full-service printer for federal agencies. Currently, there are 36 residents from the Low facility working in UNICOR, none of whom are DC residents. According to the BOP the average pay rate for UNICOR employees at the Low facility at the time of the CIC's visit was \$1.21 per hour. All individuals employed by UNICOR must be fully vaccinated. When asked about work opportunities at Petersburg, one resident indicated that UNICOR is not hiring.

Re-Entry Programming

The re-entry coordinator at the Low facility had only been in that position a few weeks and was not able to tell the CIC about existing re-entry programs, staffing, or resident participation. Of the seven residents who responded about re-entry services, one had communication with the re-entry coordinator. Two out of eight residents received written information about re-entry resources in DC. All respondents stated that they feel prepared to return to the community, despite having little contact with re-entry services. None of the respondents have received a copy of the Public Defender Service's DC Reentry Navigator book, which was provided to BOP facilities for residents who are within one year of release.

The Warden shared that he would be willing to have a conversation with MORCA about expanding re-entry efforts in the future. Since the CIC's visit, MORCA has not had correspondence with the re-entry staff at Petersburg.

Other Programming

The Life Connections Program is a faith-based re-entry program that encourages individuals to use their personal belief system to develop a personal code of conduct. To participate, individuals must have at least 24 months left on their sentence, no disciplinary incidents within the last year, and must not be facing deportation. The program is led by inmate mentors, contract staff, and facility chaplains, and teaches victim impact, financial management, and job readiness classes. Upon completion of the 18 month program, eligible individuals may receive 500 hours of good time credit under the First Step Act. However, DC Code Offenders are not eligible to receive this credit.⁷ Staff reported that the program is currently understaffed due to COVID.

There is a Residential Drug Abuse Program (RDAP) and a non-residential drug abuse program at the Low facility. RDAP is designed as a modified therapeutic community. Programming includes a community meeting each morning before residents are separated into treatment groups for journaling, treatment planning, and seminars. RDAP is open to individuals with a documented history of substance abuse, 24 months left on their sentence, and eligibility to participate in community transition drug abuse treatment. Upon completion of the program, individuals who qualify can receive up to 12

⁷ In a final rule issued January 13, 2022 the Federal Bureau of Prisons interpreted the First Step Act to mean that "...any inmate in Bureau custody who is sentenced to a term of imprisonment under the Criminal Code of the District of Columbia is, at present, not eligible to apply FSA Time Credits unless the laws of the District of Columbia are amended to authorize the application of such credits." Bureau of Prisons, 'First Step Act Time Credits final rule', p. 32. Available at https://www.bop.gov/inmates/fsa/docs/bop_fsa_rule.pdf See also 28 C.F.R. §423.41(d).

months off their sentence, as well as the opportunity to serve more of their sentence in a halfway house or home confinement.

CIC RECOMMENDATION: The BOP should increase re-entry programs for DC residents, regardless of release date. The re-entry coordinator should correspond with MORCA on reentry efforts and materials for DC residents.

BOP Response: FCC Petersburg encourages the CIC or its partner organizations to provide the institution Executive Assistant/Public Information Officer or the Bureau Coordinator with any additional DC resources for DC offenders to assist with ensuring a successful transition back to the District of Columbia. The information will be reviewed and provided to the Re-Entry Affairs Coordinator for dissemination to the inmate population, if approved. The DC CIC may also encourage individuals from the District of Columbia to apply as volunteers to provide services and information beneficial to inmates returning to the District of Columbia. As of May 2022, one additional Reentry Affairs position was announced for hire.

CIC RECOMMENDATION: The BOP should fully staff the Education departments at both facilities to provide sufficient programming to all residents. Facility leadership should resume GED testing at the Medium facility.

BOP Response: To mitigate the spread of COVID-19, GED classes were suspended. However, FCC Petersburg's Education Department resumed GED testing as of March 2022. The Education Department is currently staffed at 95%, with one vacancy, which has been announced for hire.

VI. Special Housing Unit

There is one Special Housing Unit (SHU) at the Medium facility which serves the whole complex. The CIC did not visit the SHU but spoke with three individuals currently housed in that unit, as well as individuals who had previously been in SHU at FCI Petersburg. Eight individuals shared that the toilet paper provided in SHU is insufficient, describing it as a “small glasses wipe”, “five small tissue sheets”, and “napkins instead of toilet paper”. Other comments included that there was nothing to do (“the book cart is broken” and “not enough educational materials”), and that staff were not helpful (Staff “show their face but do not help” and “if you are breathing, they keep moving”).

CIC RECOMMENDATION: The BOP should ensure that SHU residents have adequate toilet paper.

BOP Response: FCC Petersburg issues inmates housed in the Special Housing Unit (SHU) toilet paper three times a week. If needed, inmates may request additional toilet paper at any time. However, inmates are expected to utilize toilet paper for its intended purpose.

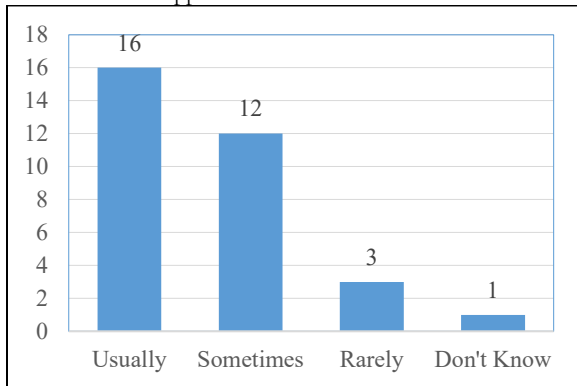
VII. Staff Treatment

The CIC received mixed feedback regarding individuals' interactions with staff. The CIC asked DC residents if staff were responsive to their needs, responsive to emergencies, respectful and professional, and capable/knowledgeable.

Medium

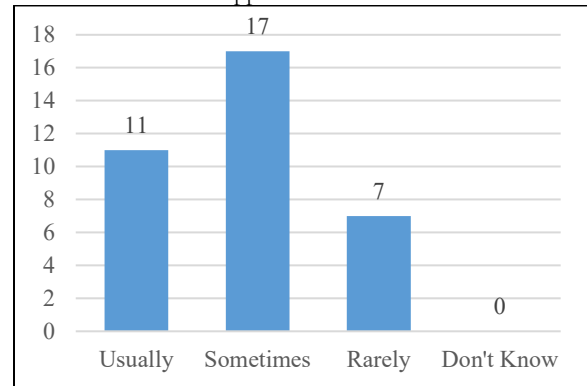
Are your housing unit officers responsive to your needs?

Answered: 32 Skipped: 7



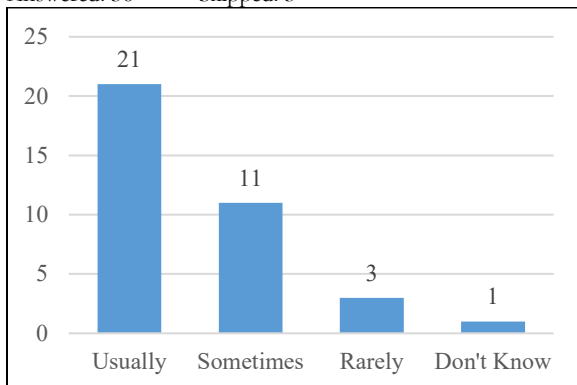
Are your housing unit officers respectful and professional?

Answered: 35 Skipped: 4



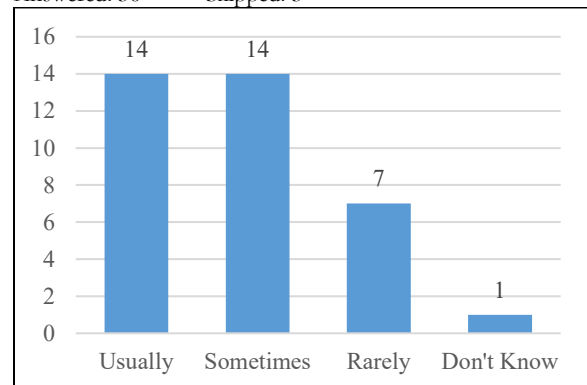
Are your housing unit officers responsive to emergencies?

Answered: 36 Skipped: 3



Are your housing unit officers capable/know how to do their job?

Answered: 36 Skipped: 3



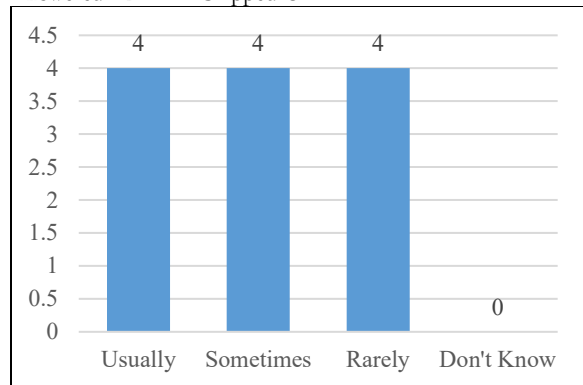
In interviews, one individual shared that staff on his unit “bounce him from person to person,” and two mentioned that staff had refused to provide grievance forms. Four individuals mentioned verbal harassment from unit staff, including one comment that “some staff are really disrespectful and if you respond back they will write you up and send you to the hole.” Two individuals mentioned respectful staff on their units. Three individuals shared that unit staff do not have enough knowledge about DC Code Offenses, saying that “Counselors don’t know how to process a DC inmate. We get treated like federal prisoners when it’s in the BOP’s best interest and like DC Code Offenders when it’s not,” and “Case managers don’t always know answers for DC folks, and if the case manager doesn’t know, who does?” Two individuals mentioned that their case managers had been helpful with requests.

Two individuals mentioned that the Warden is available to speak with individuals during meals, and another resident said that the Warden walks through the SHU every Wednesday.

Low

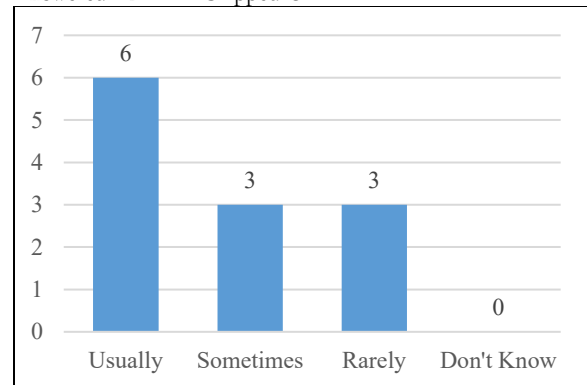
Are your housing unit officers responsive to your needs?

Answered: 12 Skipped: 3



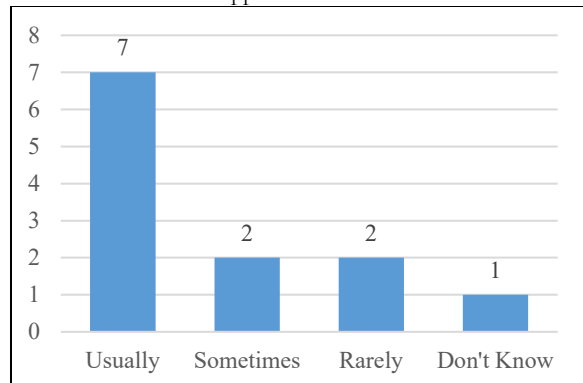
Are your housing unit officers respectful and professional?

Answered: 12 Skipped: 3



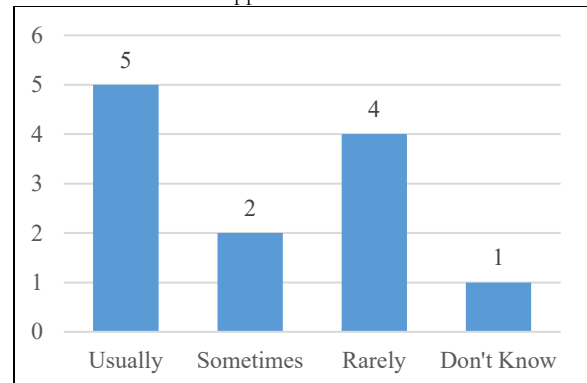
Are your housing unit officers responsive to emergencies?

Answered: 12 Skipped: 3



Are your housing unit officers capable/know how to do their job?

Answered: 12 Skipped: 3



One individual shared that the housing unit officers are “respectful.” Another resident shared that since he arrived at Petersburg Low, he has “been harassed by staff, just because he is from DC.” Of eleven respondents, nine residents stated that they were not harassed or abused by staff.

VIII. Medical and Dental Care

COVID-19

According to facility staff, on arrival to FCI Petersburg, vaccinated residents are required to spend seven days in quarantine, while unvaccinated residents quarantine for a minimum of 14 days.

COVID rapid tests are done on-site and PCR tests are sent to Federal Medical Center (FMC) Butner in North Carolina. According to facility medical staff, individuals are given a rapid test (BiNAX) during intake and must have a negative PCR test before being transferred or released.

Medium

The medical unit at FCI Petersburg Medium includes five exam rooms, a dental room, a lab, an optometry room, an x-ray machine, and a pharmacy. Staff reported that the pharmacy serves the whole complex with a pill line twice a day serving approximately 300 individuals across the complex. Individuals in SHU receive daily medication cell-side from a cart.

Weekday staff include a doctor, two nurse practitioners, one physician assistant, and two nurses. One or two nurses are on duty nights, weekends, and holidays, with other medical staff rotating on-call. Some specialists, such as an orthopedist, cardiologist, and general surgeon, come to the facility once a month. For visits to other specialists, such as an ophthalmologist or endocrinologist, individuals are transported outside the facility to receive care. require outside trips. The closest outside hospital is less than five miles away. The Medium has two dentists and one dental hygienist on staff.

Out of thirty-five respondents, twenty-one said that medical did not respond to sick call requests within 48 hours, while eleven said they did respond in that time. Three did not have any knowledge.

Fifteen people shared information about their experiences with medical during interviews. Seven individuals shared that it takes too long to be seen by medical, and three people said it takes 2-3 weeks from submitting a sick call slip to seeing a provider (“you have to bother them”, “medical is cool but they take their time”, and “medical is slow with cop-outs...when you see them, they are competent and respectful.”). Four individuals said that medical was okay (“all right, but not top-notch” and “could be better”), and another four said that medical was “terrible” or did nothing.

Five individuals raised concerns about residents dying due to lack of medical care: “lots of deaths due to medical doing nothing” and “3-4 people died from incompetence and quicksand of paperwork to get things seen to.” Information provided by the BOP listed one death at the Medium facility in the last year, which was from natural causes.

Nine individuals shared comments about dental care. Six of them complained that the waitlist is very long: “Dental is about 5 years behind on waiting list” and “The waiting list for non-emergency dental is more than 12 months”. One person mentioned that it was hard to get seen for acute issues. Two individuals had positive feedback: “Dental is the best and they are very professional and clean.”

Low

The medical unit at FCI Petersburg Low consists of five exam rooms, one dental room, one lab, one optometry room, one pharmacy, and an administrative office. All x-ray appointments are sent to the medium facility. Individuals at the Low facility can self-carry some medication, but most go to the pill line at the Medium. The Low facility has medical and sick call, as well as acute chronic care.

Weekly staffing includes two nurses for the morning shift, two mid-level providers LP's, one doctor, and one evening staff member. There are six contractors: a cardiologist, an orthopedic surgeon, a general surgeon, an ultrasound tech, a MRI tech, and a dietician. According to facility staff, the wait time to see one of the contractors is between three and four months after a request is made. Residents at the Low can contact medical staff via email for information and concerns.

IX. Mental Health Care

FCI Petersburg is a Mental Health Care Level 2 facility, which means it is intended to serve individuals who require routine outpatient care and/or brief crisis-focused mental health care. The Medium and Low facilities each include a Residential Drug Treatment Program (RDAP) unit, and non-residential drug treatment is also available. Psychology staff informed the CIC that Medication-Assisted Treatment is available for individuals with substance use disorders.

Medium

Psychology staff at the Medium included three staff psychologists and three psychology interns. Six individuals at the Medium told the CIC that they were prescribed mental health medication, and five of those individuals said that they were consistently receiving their medication. According to the BOP, there are six DC residents at the facility who are designated Care Level 2, and no DC residents designated Care Level 3.

Sex Offender Management Program

FCI Petersburg has a Sex Offender Management Program, which includes evaluating and monitoring individuals with histories of sexual offenses and a voluntary, non-residential treatment program. According to the BOP, each person referred to the program is given a Correctional Management Plan which may include restrictions on communication, visitation, and property to reduce their risk of reoffending. Individuals may also choose to participate in a 12-month treatment program, which focuses on thinking patterns, cognitive skills, and arousal management.

One individual who spoke with the CIC shared that he participated in the treatment program and found it very helpful. He mentioned discussions about impulse control, victim blaming, lack of empathy, and awareness of the impact of one's actions on others, as well as the program components addressing relapse prevention, self-awareness, and self-monitoring.

Low

Psychology staff at the Low informed the CIC that they conduct an intake of all residents who are listed as having mental health issues. According to the BOP, there is only one DC resident at the Low facility who is designated Care Level 2.

Staff is also responsible for leading a six month outpatient substance abuse program. Staff informed the CIC that they defer the majority of their cases to RDAP. Two residents said that they signed up for RDAP, but have not gotten a response.

SHU

According to the BOP, individuals housed in SHU are seen by Psychology staff weekly at their cells for a mental health check-in. The BOP indicated that the SHU includes a designated office where

individuals can be seen privately by psychology or medical staff when needed. None of the individuals with whom the CIC spoke had feedback on mental health care in the SHU.

X. Conclusion

The most concerning issues at FCI Petersburg are the reports of leaking roofs and serious flooding in housing units at both the Medium and the Low security facilities. Residents at both facilities complained of long-term flooding problems and mold in their cells, and several individuals said that they had been moved out of units at the Low because of roof damage. Facility staff reported that unit closures were due to COVID. The CIC was not permitted to tour any general population housing units at either institution, despite regularly visiting such units at other facilities, but the CIC did identify visible water damage in other areas of both institutions.

Another serious concern is the lack of a dedicated kitchen and dining facility at the Low security institution, resulting in residents eating all meals on their housing units. Residents reported their food was often cold. The BOP said that a temporary dining facility at the Low would open upon completion of roof repairs, but provided no projected date. The temporary facility would not have kitchen capabilities, so individuals would still need to pick up packaged meals at the Medium facility.

Eight individuals reported receiving very little toilet paper while in the SHU. This raises serious concerns about hygiene as well as humane treatment. Other concerns included insufficient access to education staff and GED testing, delayed access to medical care, and verbal harassment from staff.

Encouraging aspects included minimal reports of physical violence, and a high rate of COVID-19 vaccination among the residents and staff.

The CIC brought representatives from the Mayor's Office on Returning Citizen Affairs (MORCA) to exchange information with re-entry affairs staff at FCC Petersburg, however the Re-Entry Affairs Coordinator at the Medium security facility was on leave, and the Coordinator at the Low was new to the position. Many DC residents reported having no contact with re-entry staff.

Appendix A: Methodology

In accordance with the Memorandum of Understanding (MOU) between the Corrections Information Council (CIC) and the Federal Bureau of Prisons (BOP), on November 8, 2021, the CIC submitted a request to inspect both the Medium and Low facilities at FCI Petersburg.

The BOP provided a list of DC Code offenders at both facilities as of November 16, 2021. On that date, there were 123 DC Code offenders at the Medium and 58 at the Low. The BOP also provided the CIC with the following advance documents:

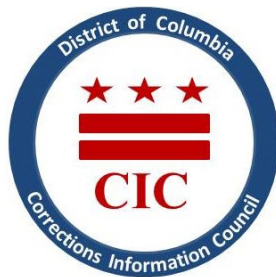
- Facility Inmate Demographics (DC Code Offenders and full facility)
- Institution Administrative Remedy Filings and Responses by subject (DC Code Offenders only)
- Regional and Central Office Administrative Remedy Appeals and Responses by Subject (DC Code Offenders Only)
- Facility Educational Profile
- Significant Incidents 11/2020 – 10/2021
- List of Prohibited Act Rates 11/2020 – 10/2021
- Urine Surveillance 11/2020 – 10/2021
- List of Deaths 11/2020 – 10/2021
- Staffing Report, including a list of current vacancies and staff to inmate ratio

On November 22, 2021, the CIC sent a letter to DC inmates at FCI Petersburg to notify them of the upcoming inspection and offer the opportunity to participate in a confidential interview with a member of the CIC.

The CIC visited both the main facilities at FCI Petersburg on December 7 and 8, 2021. The inspection process included an opening session with FCI Petersburg executive staff, tours of both the Medium and Low facilities, and interviews with DC inmates in the general population and the Special Housing Unit (SHU). Executive staff escorted CIC staff during the tour portion of the inspection. The areas toured at the Medium included the RDAP unit, Education, Vocational Technology, UNICOR, the medical and dental areas, the psychology offices, and Religious Services. The areas toured at the Low included medical, the RDAP unit, Education, Religious Services, the Life Connections program unit, UNICOR, and the psychology offices.

The CIC spoke to approximately 40 residents (31% of the DC population) at the Medium facility and 15 residents (25% of the DC population) at the Low facility on December 7-8, 2021. During interviews, the CIC asked DC inmates to complete a short survey regarding their experiences at FCI Petersburg. After the site visit, the CIC compiled and analyzed survey data as well as qualitative data collected during inmate interviews. The CIC sent additional questions to the BOP to clarify issues raised during the site visit.

The CIC provided the BOP with a draft version of this report for review and an opportunity to respond and/or correct factual errors in the report. The BOP responses to the CIC draft report can be found in the body of the report.



**District of Columbia
Corrections Information Council**

The electronic version of this report is
available on the CIC website:
<http://www.cic.dc.gov/>

District of Columbia
Corrections Information Council



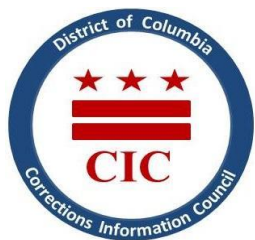
FCI Fort Dix

Report on Findings and Recommendations



FCI Ft. Dix Administration Building

December 8, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated D.C. residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public are kept anonymous and confidential.

D.C. Corrections Information Council

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Facility Overview

FCI Ft. Dix Facility Profile

Dates of Inspection: June 15-16, 2022

Location: Fort Dix, New Jersey

Security Level: Low

Distance from D.C.: 165 miles

Year of Opening: 1992

Rated Capacity: 4,600

06/15/22 Population: 3,215

D.C. Code Offenders: 52

CIC Survey Respondents: 21

COVID Operations: Level 3

Introduction

FCI Fort (Ft.) Dix is a low-security facility for male offenders. The institution is located on the grounds of Ft. Dix military base in Fort Dix, New Jersey. The complex has an East and West side, a minimum-security camp, and a central administration building. The compound is operating on level three COVID guidelines, resulting in modified operations and controlled movements.

The CIC and a subject-matter expert from the Mayor's Office on Returning Citizen Affairs (MORCA) conducted an inspection of FCI Ft. Dix on June 15, 2022. The CIC was granted access to the west side of the Ft. Dix compound. The CIC surveyed and interviewed 18 of the 52 D.C. Code offenders on June 15-16, 2022. The CIC then sent out copies of the surveys to any D.C. Code Offenders at Ft. Dix who were unavailable to speak with the CIC at the time of the visit and received three additional survey responses. Survey respondents' ages ranged from 25-75 years old. Eighteen of the 21 total respondents were black, and 15 of the 21 total respondents had received their high school diploma or GED. Approximately 18 D.C. Code offenders at Ft. Dix have less than two years of time left to serve.

The CIC surveyed residents about their voting experience at Ft. Dix for the D.C. primary election on June 21, 2022. According to staff, approximately fifteen D.C. residents stated that they had received their ballots on time and submitted their ballots via the mail room at Ft. Dix.¹

¹ Data from the Board of Elections reports that 13 D.C. residents from Ft. Dix submitted their ballots.

Key Findings

Housing

- The CIC was granted access to the RDAP and UNICOR housing unit. CIC staff was not taken to a general housing unit but was told that the RDAP and UNICOR units were identical to general housing units. Survey respondents stated that this was inaccurate, citing differences in capacity, cleanliness, access to programming and resources, and access to A/C.
- Face masks are required to be worn by residents on this unit.
- All survey respondents stated conditions in general housing units are poor. Residents expressed concerns with black mold in the shower and bathroom areas of the facility.
- Residents stated that cleaning supplies were scarce or not strong enough to clean mold and bacteria in the shower area.
- All respondents stated that there is no A/C in general housing units. Residents stated that a working A/C unit is one of the perks or incentives to increase resident participation in UNICOR or RDAP.

Comments by the Bureau of Prisons:

FCI Fort Dix escorted D.C. Corrections Information Council (CIC) on a scheduled on-site tour consisting of: UNICOR factory, Health Services, Psychology, Recreation, and Housing Unit 5841 (UNICOR) with inmate population present, Education, and Housing Unit 5852 (RDAP) with inmates present. CIC Program Analyst member requested to proceed to the visitation building instead of general housing unit 5812 due to the range of limited time for completion of interviews.

Special Housing Unit (SHU)

- Four of the 21 survey respondents had spent time in the SHU at Ft. Dix.
- Suicide prevention training is offered quarterly to staff in the SHU.
- Residents in the Special Housing Unit (SHU) are also allowed library access but cannot checkout hardcover books.
- Two of the survey respondents were in the SHU at the time of the CIC's inspection. They were set to be released within three months.
- Respondents stated that the SHU is cleaner than the general housing units and has A/C.
- Residents confirmed access to books, shower, cleaning supplies, and other basic items while in SHU.

Comments by the Bureau of Prisons:

Due to safety and security reasons, inmates in the SHU are not allowed hardcover books. Education staff deliver books to the SHU on a monthly basis and inmates may request and have access to soft cover books. SHU has a satellite library stocked with reading materials for the inmate population assigned in SHU and a book exchange is scheduled weekly.

Staff

- Residents reported that there is no consistent case management service.
- Respondents stated that staff becomes dismissive, disrespectful, or unresponsive when asked about operations or resources.
- Residents reported that housing unit officers are usually responsive to emergencies.
- Six respondents reported that they were harassed or abused by staff. Respondents said that staff was verbally disrespectful and conducted unnecessary shakedowns or searches of property.
- Half of all survey respondents stated that staff rarely wears masks although they are required.

Comments by the Bureau of Prisons:

The CIC visited FCI Fort Dix on June 15-16, 2022. CIC staff did not report any staff misconduct regarding any inmates during their visit to Executive Staff. The Bureau of Prisons was made aware of these allegations, upon receipt of this report, which was forwarded electronically on September 23, 2022.

In accordance with Program Statement 3420.11, Standards of Employee Conduct, the Bureau of Prisons takes allegations of staff misconduct seriously, and makes every attempt to hold staff to the highest standards. All allegations of staff misconduct are reviewed, and if necessary, referred to the appropriate department for investigation.

The CIC did not provide FCI Fort Dix with detailed and specific information to investigate or substantiate any allegation of abuse. Therefore, the BOP is not able to thoroughly address any of these claims.

Grievances

- All respondents stated that grievance forms are readily available. However, some residents stated that the grievance process at Ft. Dix was unclear and not timely.
- Six respondents said that they had used the grievance process, and four said that the grievance was resolved to their satisfaction.

Medical

- Approximately half of the total population at Ft. Dix is receiving chronic care services. They are seen at least once a year, but more if needed.
- Respondents who do not receive chronic care stated that the medical and dental staff were timely and respectful, and they were satisfied with the level of care at Ft. Dix.
- Five respondents who receive chronic care indicated that they have not received the care or accommodations required for their conditions, such as special orthopedic shoes, CPAP machines, or canes.

Comments by the Bureau of Prisons:

The CIC did not provide specific inmate information to FCI Fort Dix staff to review or address this claim.

Mental Health Services

- There are three staff psychologists and one medication-assisted treated psychologist. The facility offers suboxone for people who arrive with a prescription or who are identified as needing medication-assisted treatment.
- Psychiatric services offer individual therapy and group therapy. The facility offers 12 to 15 weeks of individual therapy per request per resident.
- Survey respondents stated that psychology staff was helpful and available when needed.

Education and Programming

- Currently, there are 303 general population residents participating in vocational programming. Of 303 residents, six residents are D.C. Code offenders.
- Multiple residents stated that they were unaware of any programming occurring at Ft. Dix. The CIC did not see any program sign-up materials or signage in the units.

- There are nine First Step Act classes offered. D.C. residents do participate in these classes, but they do not receive credit for the classes.²
- Two respondents who had recently transferred to Ft. Dix indicated that they were programming at another facility amid COVID precautions but had not programmed since arriving at Ft. Dix.
- A respondent who cannot read or write stated that programming was inaccessible.

Comments by the Bureau of Prisons:

FCI Fort Dix currently has 34 First Step Act programs actively operating for the inmate population.

While the BOP encourages all inmates, including DC Superior Court inmates, to participate in First Step Act (FSA) programming, is not the decision-making authority for whether DC Superior Court inmates receive federal time credits for FSA programming. This information is outlined in the Federal Register, Volume 87, No. 12.

During inmate program review meetings, the Unit Team reviews an inmate's needs to make recommendations for programming. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their re-entry needs.

The CIC did not provide specific inmate information [respondent who could not read or write] to FCI Fort Dix staff to review or address this claim. However, all US citizen inmates without a GED or high school diploma are required by law and Program Statement 5350.28, Literacy Program (GED) to participate in GED/Literacy programming for at least 240 hours or until they achieve their GED. The GED/Literacy program is designed to accommodate inmates who cannot read or write. All inmates that meet the criteria are given placement testing and placed into classes appropriately. A Special Learning Needs (SLN) Instructor is on staff at FCI Fort Dix, and a special learning needs classes are available. Additionally, those inmates that may not be appropriate for a SLN class, but who may qualify for accommodations for the GED test based on mental, physical, emotional, or learning disabilities are provided appropriate testing and referrals for such accommodations via the GED Testing Service. The GED/Literacy program and testing is available in both English and Spanish.

Additionally, all inmates are screened for Dyslexia per the First Step Act. Those inmates that meet the threshold of the assessment are provided the opportunity to participate in additional programs to address their needs. However, inmate's participation in these programs are voluntary.

UNICOR

- There are six D.C. residents in custody who are participating in UNICOR.
- Multiple D.C. residents expressed an interest in UNICOR, but their requests were either denied or unanswered.

RDAP

- The RDAP program at Ft. Dix is a 98-bed inpatient drug program. There are 90 residents currently participating.

² The First Step Act offers classes and programs to federal residents in custody. These classes and programs allow residents to earn good time credits to reduce the length of their sentence. D.C. residents do not receive these points because they are not considered federal prisoners, even though they are housed in federal facilities.

Recreation

- Music programs, band room, and recreation are offered to residents by unit for one hour per day. Residents may elect to participate in daily indoor or outdoor recreation. Equipment is sanitized daily.
- All survey respondents confirmed that recreation took place on Fridays, Saturdays, and Sundays for one hour.
- The CIC staff did not see any signup sheets or signage for the 2022 hobby-craft schedule. A 2020 hobby-craft flyer was posted in resident accessible areas.

Visitation

- Survey respondents stated that the facility is too far from D.C. for family members to come for a one-hour visit.

Re-Entry

- Eight of 21 survey respondents are within 18 months of release.
- There was no list of all available re-entry programs.
- The Re-entry Affairs Coordinator has copy of the Public Defender Service's re-entry navigator. CSOSA also sends resources.
- All residents within 18 months of release undergo a re-entry orientation program. This program connects them with a probation officer and provides three days of classes for re-entry planning. The resident will also learn how about halfway house processes and expectations.
- Of the eight respondents to be released in 18 months, five stated that they have not taken any release preparation programs at Ft. Dix and have not talked with their unit team about release planning. Three of the eight respondents stated that they felt prepared to return to the community.
- Six of the eight respondents received their birth certificate inside of their institutional "jacket" (file).
- Some residents in the SHU are unclear about their projected release to general population since they are less than 90 days from their projected release date. All SHU residents in custody with an upcoming release date said they had not spoken with any staff members about re-entry while in the SHU.

Meals

- Survey respondents stated that the quality of food is poor. Reportedly, they are not provided enough fruits and vegetables, and they receive more cold meals than hot meals.
- All respondents stated that they predominately get food from commissary to supplement for poor food options.

Supplemental Findings

Housing

- General housing units have an approximately 370-person capacity.
- The first floor of the RDAP and UNICOR units are for programming and there is handicap-accessible housing on 1st floor.
- There are eight bunk beds per section of the unit. All residents are required to be dressed in uniform attire.
- Ft. Dix offers an orientation in an Admission and Orientation (A & O) Unit. This unit has eight bunk beds, and residents are housed for two days. Residents are placed in the unit on Tuesday, Wednesday, or Thursday, stay for two days, and then are placed in their designated general housing unit. If the unit has a bed space with no mattress on the bed, it is not in use.

Special Housing Unit (SHU)

- The SHU has an examination room. Medical staff performs rounds two to three times daily. Residents can request services during medical rounds in SHU.

Staff

- According to data published by the BOP on September 30, 2021, the inmate to correctional officers ratio at Fort Dix was 14.4 to 1.³

Comments by the Bureau of Prisons:

The CIC electronically forwarded an official request to conduct a site visit at FCI Fort Dix on May 9, 2022. In that correspondence, the CIC requested the staff-to-inmate ratio, not the correctional officer-to-inmate ratio. Therefore, the documentation provided by FCI Fort Dix reflected a staff-to-inmate ratio of 1 staff to 5.8 inmates.

Medical

- Ft. Dix is a care level 2 facility. Care level 2 residents are serviced at least once a month. Care level 3 or 4 residents are transferred to another facility.
- The institution works with a medical contractor, NAFCARE, who facilitates cardiac services, orthopedics, and podiatry. Ft. Dix has contracted with the agency for five years.
- The closest emergency room is two miles away.
- The medical chief states that there are five doctors at Ft. Dix, multiple mid-level providers, such as physician's assistants and nurse practitioners, dental services, x-ray lab services, and a pharmacy with three pharmacists.
- The dental department at Ft. Dix includes four full-time staff, one dental hygienist, and four contract dental assistants. On average, each dentist serves eight people per day.
- There are three full-time pharmacy staff onsite. Cardiology, gastrologic services, podiatry, urology, and a host of other services are offered through medical. Specialists come into the facility on a regular visit to see residents as scheduled for services. There are X-ray services and labs on site.
- Pill line occurs twice daily, unit by unit. Most residents self-carry medications.

³ The document states Congress find anything below 15:1 unacceptable. As of that publication date, there were no facilities with 15:1 ratio.

Mental Health Services

- Groups offered by psychology services include Anger Management (8-10 weeks), Criminal Thinking (12-15 weeks), and Emotional Self-Regulation (12-15 weeks, currently taking place on Wednesdays at the camp).
- Groups are advertised via resident email, and residents can request a placement on the waiting list.
- Groups occur quarterly with approximately 2-3 groups per cycle and 8-10 residents per group.

Education and Programming

- The education program at Ft. Dix is NCCR accredited.
- The educational program has GED, ESL, and various vocational programs.
- The educational facility has a foreign language library, general leisure library, and a computer area to access the law library.
- Educational classes held one day a week for each unit.
- The designated capacity for classroom participants is 10 residents per class.
- HVAC class started the week of the CIC's visit. Plumbing vocational training began the week before.
- Staff stated that they are finishing CORE, HVAC, electrical, plumbing, masonry, and carpentry classrooms on the East side.
- The goal for GED completions is 47 for the year. Currently, 23 residents have completed the GED this year.
- Classrooms are equipped with tools for various vocational programs.
- In the law library, there are 16 computers (one handicap accessible), two label printers, and approximately two typewriters.
- The CIC staff noted four functional A/C window units in the law library.
- The law library is only accessible on computers in the Education area. On the unit, the computers have the law library and TRULINCS.
- There is a foreign language library with books in Chinese, Korean, and Russian.
- The West side has three general education teachers, two vocational teachers, a test administrator, and special learning teachers.
- There is an on-site college through Mercer County Community College, which awards participants an Associate of Arts degree. This program is postponed due to COVID. Staff hopes to restart the program during Spring 2023.
- The leisure library has set up an interlibrary loan program with the county library. The leisure library purchases books from distributors and receives book donations quarterly from various sources, including local high schools, residents, and the community.

UNICOR

- UNICOR currently has 238 participants, and 285 are needed for current production needs.
- The UNICOR unit can house 369 residents, and 238 are on the unit at this time.
- The UNICOR unit had two English-speaking TV rooms, a Spanish TV room, and multiple rooms with exercise equipment.
- The TV rooms in UNICOR had two wall fans all in working condition and two ceiling fans in working condition.

- On the West side, UNICOR manufactures clothing and textiles. On the East side, the UNICOR facility was a recycling facility. The facility was moved to Schuylkill, so UNICOR is not offered on the East side currently.
- The UNICOR factory utilizes biometric timekeeping. Participants can sign in and out on monitors using their thumbprint.
- UNICOR participants make anywhere between \$0.46/hr to \$1.15/hr. Participants can receive longevity pay at 18 months and 80 months⁴.
- On average, participants work 7.25 hours a day.

RDAP

- The RDAP program has three drug treatment staff and 8 treatment coordinators.

Recreation

- In the recreational facility, there are stationary bikes, ping pong/air hockey, a weight room, a gym, and a foosball table.
- The facility has a full band room and handball courts outside, and residents can take equipment outside.
- Hobby-craft programming offered includes painting, drawing, card making, beading, and crocheting.
- The facility offers certificates to residents to be fitness instructors.

Visitation

- Ft. Dix is utilizing controlled visitation. Each unit now has designated dates for visitation. Previously, visitation was not limited by unit.
- Visitation is limited to 12 total people in the visitation room, including staff. The standard limit is 75.
- Visitation is limited to one hour due to COVID precautions. Previously, visit time could vary depending on the reason for the visit, but could go over multiple hours.

Re-Entry

- Each compound utilizes a network kiosk that provides employment opportunities and re-entry information.
- For residents who are not halfway house eligible, the re-entry affairs coordinator (RAC) and the unit team connect residents to CSOSA.
- Residents can email, file a paper “copout,” or utilize a staff referral to see the RAC.⁵
- RAC attempts to get services at release destination by contacting to agencies to coordinate housing and resources.
- Residents meet with their unit team to obtain IDs and birth certificates.
- Ft. Dix reviews residents for halfway house placement ordinarily 17-19 months prior to their projected release date.
- The Unit Team, which includes the Case Manager and Unit Manager, reviews each resident’s case individually to determine the appropriate halfway house placement for a successful transition into the community. Recommendations for halfway house placement are based on

⁴ Longevity pay involves an incremental pay increase based on the length of time worked in the facility.

⁵ A “cop-out” is an inmate request to staff to make an appointment.

assessments of a resident's need for services, public safety, and the necessity of the Bureau to manage its resident population responsibly.

- Once a resident is deemed appropriate for halfway house placement, the Case Manager completes the halfway house referral packet. Once the Warden approves the halfway house referral packet, it is electronically sent to the Residential Reentry Manager (RRM) Office. The RRM staff reviews the recommendation from the Unit Team and determines halfway house placement based on bedspace availability and resources needed and available in the resident's release area.

Recommendations

- Ft. Dix should perform drastic maintenance on general housing units including installation of working A/C units, removal of black mold, and resident access to appropriate cleaning products to maintain the area.

Comments by the Bureau of Prisons:

FCI Fort Dix was constructed in 1950 and is in Phase I of reconstructing a general population housing unit which is 90% complete. FCI Fort Dix has requested funding through the appropriate national protocol for additional renovations. The Facilities Department continues to monitor all areas and complete repairs, as needed.

FCI Fort Dix inmate housing units, maintains a robust ventilation system that draws air through large vents throughout the building. In effect, the fans draw hot air from inside the building and expels it outside. Ceiling fans installed in each inmate's cell in 2007 as an added comfort measure. Additionally, industrial fans were installed at the end of each floor to move air.

An external audit of FCI Fort Dix's Safety Program was conducted and received the highest rating of Superior. The audit inspected inmate living areas, specifically housing units with no finding of black mold. A daily sanitation program is in place to prevent mildew growth in areas where it may be possible, due to extreme moisture, such as inmate showers and restrooms. FCI Fort Dix provides staff and inmates with EPA registered disinfectant cleaner formulated to kill a broad spectrum of microorganisms. FCI Fort Dix has a sanitation program that allows staff and incarcerated persons to obtain ready-to-use disinfectant on a daily basis for use in institution living and work areas.

FCI Fort Dix has increased the frequency for disinfecting common use surfaces. A schedule for disinfecting was prepared and distributed to inmates and staff. Staff working in the housing units train orderlies and oversee the daily disinfecting.

- Staff should increase communication with residents about operation modifications due to COVID to reduce confusion and friction amongst staff and residents.

Comments by the Bureau of Prisons:

All inmates assigned within Federal Bureau of Prisons have access to Trust Fund Limited Inmate Computer System (TRULINCS). TRULINCS program provide inmates with an alternate means of written communication with the public and institution messages. Inmate notifications regarding revisions to the COVID Matrix for various areas such as: programming, recreation, visiting schedule, food service, and Levels of Operation are published and accessible to the inmate population in English and Spanish on TRULINCS. Unit Managers conduct frequent town hall meetings with the general inmate population on COVID safety protocols, sanitation and distribution of facial coverings (masks).

- Staff should be encouraged to be respectful and responsive to residents' inquiries.

Comments by the Bureau of Prisons:

The CIC did not provide specific information or identify any specific inmate for the BOP to address this claim or any negative interactions between staff and inmates. Inmates are afforded the opportunity to communicate with staff during inmate meals, open house hours, via TRULINCS emails to staff and/or by Inmate Request to Staff forms.

- It is recommended that staff be heavily encouraged to wear their masks given Ft. Dix's COVID level and for the protection of the residents in custody.

Comments by the Bureau of Prisons:

FCI Fort Dix Executive Staff continues to encourage appropriate universal wearing of face coverings by staff and inmates in accordance with CDC guidelines.

- Administrative staff should review the Ft. Dix grievance process, including providing proof of submission and responding to grievances in a timely manner.

Comments by the Bureau of Prisons:

FCI Fort Dix adheres to Program Statement 1330.18, Administrative Remedy Program. Inmates may seek formal review of an issue relating to any aspect of their own confinement. Inmates may inquire with the Unit Team regarding the status of an Administrative Remedy or to request a receipt of the Administrative Remedy filed.

- It is recommended that Ft. Dix increase the number of medical doctors employed at the facility to help manage the chronic care caseload. With increased staff, it is recommended that chronic care patients are seen more than once a year.

Comments by the Bureau of Prisons:

FCI Fort Dix has a full complement of five (5) Medical Doctors allocated by the agencies staffing guidelines. Guidance regarding chronic care patients is outlined in Program Statement 6031.04, Patient Care, Section 15, which states, Chronic Care Clinics (CCCs) are a means for inmates with ongoing medical needs to be tracked and seen by a health care provider at clinically appropriate intervals. A physician will see all inmates assigned to a CCC every 12 months, or more often, if clinically indicated.

- Due to the many vacancies for UNICOR, it is recommended that staff review their acceptance process and allow more residents to participate in the program.

Comments by the Bureau of Prisons:

FCI Fort Dix offers all inmates an opportunity to be employed in UNICOR. All UNICOR hiring procedures are conducted in accordance with Program Statement 8120.03, Work Programs for Inmates - FPI. Inmates are encouraged to obtain a UNICOR application from their Unit Team and submit the application to UNICOR. After the UNICOR application is submitted, inmates are placed on waiting lists for employment.

- It is recommended that programming, specifically hobby-craft, occur on the unit if possible.

Comments by the Bureau of Prisons:

Upon successful completion of the Structure Hobby Craft class, inmates will receive educational credit on their transcript, ability to purchase Special Purchase Orders and participate in Leisure Hobby Craft activities within their units. Per Institutional Supplement 5370.11G, Recreation Programs, hobby craft items are available to inmates who have completed the corresponding Leisure course and are actively participating in Hobby craft. Inmates must adhere to safety and security measures to ensure the prevention of fire hazards while participating in the hobby craft program in the housing units. Failure to adhere to safety standards may result in removal from the hobby craft program in the housing unit.

- When programming is taking place, staff should prioritize communicating all offerings to residents via appropriate signage and announcements.

Comments by the Bureau of Prisons:

During inmate program review meetings, the Unit Team reviews an inmate's needs to make recommendations for programming and advises the inmate of the specific department facilitating the class. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their re-entry needs. FCI Fort Dix has 18 specific departments that maintain various programming opportunities for the inmate population. Each department communicates programming opportunities via TRULINCS, unit bulletin boards, Unit Team Open House, Admission and Orientation (A&O), the Education Library, and during inmate town hall meetings.

- Case management staff should be increased for better efficiency and consistency with handling re-entry matters.

Comments by the Bureau of Prisons:

As of September 11, 2022, all Case Manager vacancies were filled. However, inmates also have access to the Re-Entry Affairs Coordinator to address re-entry needs as well.

- It is recommended that Ft. Dix implement more D.C. specific resources for re-entry. Also, facility staff should ensure that those due for release within 18 months, in SHU and general population, have appropriate resources and are engaging in meetings with their unit team with ample time before release.

Comments by the Bureau of Prisons:

Program Statement 5322.13, Inmate Classification and Program Review, outlines the frequency in which the Unit Team conducts inmate program review meetings with inmates. In accordance with the Second Chance Act of 2007, the Unit Team reviews inmates for Residential Re-Entry Center (RRC), or halfway house placement, 17- 19 months of their projected release date to determine the inmate's re-entry needs. As outlined in Program Statement 5325.07, Release Preparation Program, guidance on Unit Release Preparation and is ordinarily discussed with inmates 11-13 months prior to the inmate's release. Release topics include, but are not limited to, release plans and transportation, conditions of supervision, if applicable, release funds, employment/ housing, disposition of property, and personal identification.

The Re-Entry Affairs Coordinator at FCI Fort Dix plays a vital role in providing re-entry programs, services and information for all inmates who are preparing for release. FCI Fort Dix encourages the CIC or its partner organizations to provide the facility with any additional DC resources for DC offenders to assist staff with ensuring a successful transition back to the District for returning citizens. The DC Navigator booklet is located and accessible in the inmate library located within the Education Department, and can be requested through the Unit Team and Re-Entry Coordinators. All inmates returning or relocating to the District. DC offenders who participate in the Admission and Orientation and Release Orientation Program (ROP) receive a copy of the DC Navigator booklet.

- BOP should provide re-entry resources to those in SHU and general population who are within 6 months of release.

Comments by the Bureau of Prisons:

Program Statement 5322.13, Inmate Classification and Program Review, outlines the frequency in which the Unit Team conducts inmate program review meetings with inmates who have less than one year to serve. During inmate program review meetings, the Unit Team continues to review an inmate's re-entry needs to ensure there has not been a change. In accordance with the Second Chance Act of 2007, the Unit Team reviews inmates for Residential Re-Entry Center (RRC), or halfway house placement, 17-19 months of their projected release date to determine the inmate's re-entry needs. As outlined in Program Statement 5325.07, Release Preparation Program, provides guidance on Unit Release Preparation and is ordinarily discussed with inmates 11-13 months prior to the inmate's release. Release topics include, but are not limited to, release plans and transportation, conditions of supervision, if applicable, release funds, employment/housing, disposition of property, and personal identification.

- FCI Ft. Dix should ensure that each D.C. resident is aware of their right to receive a ballot for voting, and provide access to mail rooms, printers, or resources needed to ensure delivery.

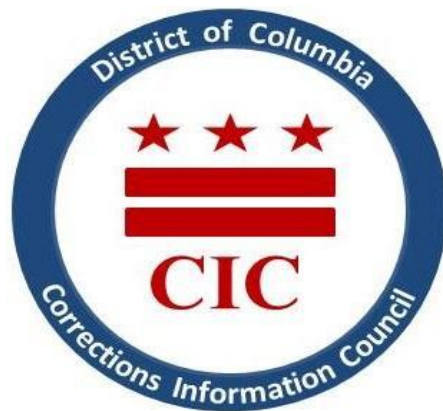
Comments by the Bureau of Prisons:

Reentry Affairs facilitates a presentation on Inmate Voting Rights where the DC Voter Initiative is discussed, upon an inmate's arrival to FCI Fort Dix during the A&O lecture. Re-Entry Affairs Coordinators has provided voter registration information for each DC inmate in accordance with the Executive Order on Promoting Access to Voting, dated March 7, 2021. Additional voting information is accessible on TRULINCS, and upon request to the Re-Entry Affairs Office. Mailed in ballots received at FCI Fort Dix are considered special mail, and inmates receive the ballots from an assigned unit team staff. Staff maintain a tracking log with each inmate's signature verifying delivery of the ballot for the addressee.

- Ft. Dix should check the quality of food at the facility and implement protocols guaranteeing that meals are served at appropriate temperatures.

Comments by the Bureau of Prisons:

All meals are inspected, supervised and checked by staff Cook Supervisors and/or Food Service Administrators, in accordance with Program Statement 4700.06, Food Service Manual, and ServSafe regulations, for proper temperature and quality assurance. If an inmate has an issue with a meal, he may notify the Food Service Supervisor or Associate Warden with oversight of Food Service during the meal for resolution.



**District of Columbia
Corrections Information Council**



USP Lewisburg Inspection Report



October 20, 2022

District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where inmates from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of inmates, corrections staff not in leadership, and members of the public will be kept anonymous and confidential.

DC Corrections Information Council

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Introduction

In November 2021, the United States Marshals Service (USMS) moved approximately 200 DC individuals from the DC Central Detention Facility to USP Lewisburg.¹ The CIC requested a site visit of USP Lewisburg to speak with the recently transferred individuals and report on their conditions of confinement. Ultimately, the CIC was denied access to the majority of individuals transferred by the US Marshals service but was able to conduct a site visit on February 23, 2022 and speak to eleven DC Code Offenders who were at the facility. The CIC was not permitted to tour the unit where federal pre-trial detainees from DC were held.²

The CIC toured portions of the facility, excluding the Special Housing Unit, per the CIC's MOU with the BOP. The CIC team interviewed eleven individuals, including eight individuals housed in Reintegration Units and three individuals in administrative holdover status, including one individual who was part of the transfer from DC jail last November.

After returning from the facility, the CIC reached out to the DC Department of Corrections (DOC) to request a list of individuals transferred to USP Lewisburg. The DOC provided two lists of transferred individuals, and the CIC confirmed that 57 are still at USP Lewisburg. The CIC has mailed surveys to this group requesting feedback on their current experiences at USP Lewisburg.

Facility Background

The operating mission of USP Lewisburg has changed dramatically since the CIC's last visit. The facility's previous mission, the Secure Management Unit, moved to AUSP Thomson in 2019. Per staff, USP Lewisburg is now the second largest holdover institution in the Bureau.³ According to staff, two thousand individuals pass through USP Lewisburg each month. The BOP sends individuals between facilities by bus and/or plane. In April 2021, USP Lewisburg opened a Reintegration Unit for individuals who fear for their safety in a general population unit or require protective custody. The facility also has a debrief unit for individuals in the BOP who are transitioning out of affiliation with a gang.

In November 2021, the facility opened a unit for the pre-trial detainees transferred from DC jail by the US Marshal Services. According to the DC Department of Corrections (DOC), 134

¹ Gathright, Jenny. "Two Hundred People Have Been Transferred Out Of The D.C. Jail Amid Concerns About Conditions," WAMU, 6 Dec 2021. <https://www.npr.org/local/305/2021/12/06/1061758595/200-people-have-been-transferred-from-the-d-c-jail-amid-concerns-about-conditions>

² For a full description of the CIC's efforts to obtain access to the individuals transferred from DC jail to USP Lewisburg in November 2021, see Appendix A: Methodology.

³ "Holdover" is a term used to describe inmates in transit between facilities.

individuals were transferred to USP Lewisburg on November 9 and 10, 2021. During the CIC's visit on February 23, 2022, staff reported 117 individuals in the pre-trial unit.⁴

According to facility staff, the pre-trial unit was set up to include five computers equipped with e-discovery functions and five video teleconference units to allow residents to attend court hearings virtually. Per staff, individuals on the unit have access to recreation and the same commissary list as general population inmates. Staff indicated that they are using online booking software called Skedda for attorneys to request video visits with their pre-trial clients on the unit, and reportedly attorneys can meet with clients for "as long as they need."

Key Findings

- The CIC noted concerns with the physical structure of the facility, including steam heating pipes that residents reported were hot to the touch, and several housing units and programming areas that are not accessible without climbing stairs.
- Residents reported consistent access to basic needs, including hygiene, communication, recreation, commissary, and grievance forms.
- Individuals reported that they were not able to have unmonitored phone calls with their attorneys.
- Three out of eleven individuals reported that staff threatened them with physical violence.
- Residents reported inconsistent experiences with medical staff and wait times for care.

Recommendations

- Ensure all steam pipes are properly insulated and that regular maintenance and safety checks are performed per the BOP Facilities Operations Manual.
- Where possible, avoid housing individuals in cells with steam pipes.
- Consider modernizing the HVAC system at USP Lewisburg to allow for more consistent control of temperatures within the range recommended in the BOP Facilities Operations Manual.
- Designate a space where individuals can place occasional unmonitored phone calls to their attorneys in compliance with Program Statement 5264.08.
- Ensure that staff are aware that they may not use threats or intimidation toward inmates.
- Ensure that DC law is available on law library computers.

⁴ Of the 134 individuals on the lists provided by DCCIC, 77 had been released or had transferred to other BOP facilities prior to the CIC's visit. Fifty-seven individuals on the transfer list were still listed as located at USP Lewisburg. The CIC is continuing to try to identify the remaining approximately 60 individuals who were on the pre-trial unit at USP Lewisburg in February 2022 but not listed on the roster of transferred individuals provided by the DC DOC.

Physical Plant

USP Lewisburg was built in 1932. The weight room and laundry are located downstairs from the main level, and the indoor gym, education area, and library are located up several flights of stairs. Facility staff indicated that the only access to these areas is via stairs. Unit E-Z, the housing unit the CIC toured, was located on three levels, all connected by a narrow stairwell.

When asked how individuals with mobility issues accessed these areas, facility staff seemed surprised, and one indicated it had never been a problem. Executive staff clarified that the facility is not ADA compliant and that individuals who need mobility aids are not designated to USP Lewisburg. For individuals with short-term mobility issues, such as following an injury or surgery, the staff indicated that they bring programming to the resident on a ground floor space.

Some areas of the facility, including the weight room, had large steam pipes on the ceiling, which required taller individuals to duck to pass under. One resident reported similar steam pipes in the older buildings of the facility, including in cells, and said that you “can cook noodles on the pipes.” Another resident recalled asking staff to open the slots in cell doors because they are “extremely hot from exposed pipes.” The CIC team experienced several very hot areas of the facility, despite open windows in the hallways and an outside temperature of 50 degrees. According to residents, the facility does not have air conditioning. According to a 2018 news article, there are only seven BOP facilities without air conditioning.⁵

In 2020, the Lewisburg Prison Project and the Pennsylvania Institutional Law Project raised a concern about extensive bird droppings in the windows at USP Lewisburg, which caused the residents and staff to inhale potentially harmful dust. During this visit, CIC staff noted bird droppings and dead insects in the window screens of the library and hallways.

Recommendation: Ensure all steam pipes are properly insulated and that regular maintenance and safety checks are performed per the BOP Facilities Operations Manual.

Recommendation: Where possible, avoid housing individuals in cells with steam pipes.

Recommendation: Consider modernizing the HVAC system at USP Lewisburg to allow for more consistent control of temperatures within the range recommended in the BOP Facilities Operations Manual.

⁵ Clarke, Matt, and Christopher Zoukis, “Litigation Heats Up Over Extreme Temperatures in Prisons, Jails” Prison Legal News, June 29, 2018. Available at <https://www.prisonlegalnews.org/news/2018/jun/29/litigation-heats-over-extreme-temperatures-prisons-jails/>

BOP Response: USP Lewisburg was constructed in 1932 and the steam pipes located in the cells provide adequate heat to maintain the cell temperatures required by American Correctional Association (ACA). Insulating the pipes would reduce the temperature and create a cell temperature that would fall below ACA standards and the Facilities Operational Manual 4200.12. A request for a HVAC system upgrade has been requested but is dependent upon national funding. USP Lewisburg has housing units with first floor programming areas that are accessible to Psychology, Health Services, Recreation Commissary, and leisure areas. In addition, USP Lewisburg also has ADA handicap accessible cells.

Attorney Calls

Individuals housed in units other than the pre-trial unit reported that they are required to make legal calls in their case manager's office with staff present. Facility staff stated that the only phones that do not automatically record calls are in staff offices, and that staff need to use that space to work and cannot step out of the office for the duration of the legal call. Staff indicated that attorneys are notified that the calls will not be confidential.

The Admission and Orientation packet for USP Lewisburg requires that inmates demonstrate to their Unit Team the need for an unmonitored call with an attorney, such as an imminent court deadline. However, the BOP policy on inmate telephone calls specifies that the Bureau provides each inmate "the opportunity to place an occasional unmonitored call to his or her attorney," and requires a demonstration of need only for "frequent confidential inmate-attorney calls."⁶

Recommendation: Designate a space where individuals can place occasional unmonitored phone calls to their attorneys in compliance with Program Statement 5264.08.

BOP Response: USP Lewisburg offers all inmates the opportunity to have unmonitored Video Teleconferences (VTC's) with their attorneys. Once a request for a VTC has been submitted, the attorney is advised to schedule the VTC via Skedda by logging on

to <https://lewlegalvisit.skedda.com/booking>. Once the VTC is scheduled, the standard call will last one (1) hour. However, if an attorney requests additional time, the assistance of an interpreter, or would like to request an additional attorney participate on the VTC, then they are able to communicate this information in the notes section of the booking request.

⁶ Bureau of Prisons Program Statement 5264.08, "Inmate Telephone Regulations," available at:

https://www.bop.gov/policy/progstat/5264_008.pdf

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Medical

USP Lewisburg is a Care Level 2 facility, meaning it is intended to serve individuals who are stable outpatients, including those with chronic conditions requiring periodic care. Facility medical staff indicated approximately 65% of the current population has a chronic condition.

There is a nurse or paramedic in the facility from 6am-10pm and a provider on-call after hours. The closest hospital is one mile down the road, and there is a trauma center 30 minutes away. There are currently four vacancies out of 31 staffed positions in the medical department at USP Lewisburg, including a dentist and a dental assistant. Medical staff includes two pharmacists and a pharmacy technician, an infectious disease nurse, an HIV specialist, as well as mid-level medical providers and medical assistants.

According to staff, individuals on holdover status receive an intake screening for infections and current medical needs. They are given a sheet with their medications and medical conditions to take with them to their next facility.

The facility processes approximately 1,200 prescriptions per month because of the high population turnover. Pill line occurs twice a day. Individuals in general population can submit sick call slips during pill line. Medical providers bring medication to units on lockdown twice a day, and individuals on those units can submit sick call slips to the providers at that time.

USP Lewisburg provides Hepatitis C treatment and can keep individuals on medical hold at the facility, so they are able to complete the full treatment without interruption by transfer.

Residents who spoke with the CIC reported inconsistent medical treatment and long waits for care. Four out of nine respondents said that medical staff respond to sick call requests within 48 hours, while five respondents said they do not respond within 48 hours. One individual said that serious injuries can be seen the same day, and that staff will send individuals for outside medical care if they feel it is needed, but that staff “think Ibuprofen is the answer for everything.” Another individual said he had been waiting over a month for glasses and a dental follow-up, and that, “Overall, it seems like the staff doesn’t know what they are doing.”

Two individuals with mental health diagnoses said that they were not receiving their prescribed medication since arriving at USP Lewisburg. One individual reported that his medication had been changed to something less effective at controlling his symptoms, which resulted in him taking an overdose of medication to compensate - and lead to him requiring acute psychiatric care.

BOP Response: A review of this matter, including wait times for access to care, was assessed and was determined to be within community standards. A recent audit conducted by the American Association of Allied Health Center revealed no findings that would indicate clinical care areas of weakness to include wait times for care. The institution's Healthcare

Governing Body meets on a quarterly basis to routinely review areas of improvement for medical and dental care, as required by national policy.

Programming

Facility staff reported that most programming is still held by unit due to Covid precautions. Most individuals can move to recreation, education, and other areas only with the individuals housed in the same unit.

Reintegration Housing Unit (RU)

USP Lewisburg has three Reintegration Housing Units (RU). According to the BOP, the RU was designed as a voluntary psychology program for individuals who refused to return to general population, often due to protective custody concerns. These individuals often spent long periods in restrictive housing prior to moving to the RU.

In 2020, the RU was reclassified as an involuntary housing assignment to move more individuals from long-term restrictive housing to a general population setting. Because of this shift from a psychology program to a housing unit, the RU at each facility looks a little different. At USP Lewisburg, RU programming is voluntary and specific to the needs of each inmate, rather than a structured program with levels and required program elements.

Staff at USP Lewisburg explained that psychology programming on the unit runs from 7am to 2pm each day, and after that, individuals can go to recreation, library, or education programs elsewhere on the compound. The RU has a peer mentorship program, as well as group therapy and First Step Act programming. Residents run programs such as AA and NA. The physical unit the CIC visited had three treatment rooms, a fitness room, and a “chill-out” room with a projector and sound machine that individuals can use to calm themselves if they get agitated.

Eight of the individuals with whom the CIC spoke were housed in RUs, and three mentioned participating in programs such as anger management, victim impact, and the Men of Influence program. None of them had specific feedback on the RU programming.

Education

The Education department at USP Lewisburg offers academic and vocational programming. Staff reported that there were 64 individuals enrolled in GED or pre-GED classes at the time of the CIC’s visit. Staff indicated that testing was re-opening after Covid-related limitations. Staff noted that DC pre-trial residents were not allowed to officially enroll in GED classes while at USP Lewisburg, but that one individual was doing self-study towards a GED.

Staff indicated that two groups of five people had just completed ServSafe food handling training, and that another group of ten individuals had just completed a resume writing class. Adult Continuing Education (ACE) classes are offered by residents and follow a BOP curriculum.

Staff said that there is currently a real estate investing class led by residents. One individual mentioned participating in ACE classes on current events and government.

Facility staff said that vocational programming includes a personal trainer program, peer specialist program, and HVAC, electrician, and plumbing programs. Staff indicated that there are currently 14 individuals enrolled in the 2000-hour peer specialist program.⁷ Staff said that apprenticeships are available for individuals on HVAC or plumbing work details. Staff also noted that there is currently an individual at the camp interested in plumbing and several individuals interested in commercial housekeeping. One individual who spoke with the CIC said that he was unable to log vocational hours as an electrician because there was no apprenticeship available.

Recreation

At the time of the CIC's visit, the recreation department was working on restarting various programs as pandemic restrictions lifted. Residents could go to the weight room with their unit, and staff indicated several resident-run programs, including cardio classes and structured weight programs. The facility also offers a 12–14-week personal trainer program resulting in a nationally-recognized certification. Staff reported that they planned to start a new class for the program during mid-March with 10-12 participants.

Staff indicated that crochet and drawing materials were provided to individuals to use on their unit during Covid. The ceramics program had mostly been on the unit during Covid, but staff said they anticipated re-opening the hobbycraft area within a few weeks. In this program, individuals can purchase ceramic shapes from commissary, paint or glaze them in the hobbycraft area, fire them in the kiln, and send them to family or friends.

Staff also indicated they are starting to run small basketball and soccer leagues a few nights a week with teams by unit. Staff said that residents can sign up for various wellness courses, including talking to your doctor about aging and living with chronic conditions. Staff indicated that programs are dependent on interest and input from the residents.

None of the individuals who spoke with the CIC had feedback on recreation programs.

Staff Interactions

Individuals on the reintegration units reported mostly positive experiences with their unit team. Seven out of eight respondents said that unit team staff is usually responsive to their needs, respectful, professional, capable, knowledgeable, and responsive to emergency situations. Individuals on the holdover units said that staff is rarely responsive, respectful, knowledgeable, or responsive to emergency situations.

⁷ A peer support specialist is a person with lived experience who has been trained to support those who struggle with mental health, psychological trauma, or substance use.

Three individuals reported receiving verbal threats by correctional officers at USP Lewisburg. One individual said that a few times officers have threatened to hit him, and another individual reported a staff member saying he “could make me disappear.”

Recommendation: Ensure that staff are aware that they may not use threats or intimidation toward inmates.

BOP Response: The CIC visited USP Lewisburg on February 23-24, 2022. Executive staff at USP Lewisburg requested CIC staff advise institution officials of any safety concerns, if reported to them, as the CIC has duty to report any abuse or misconduct made known to them. However, CIC staff did not report any abuse or staff misconduct regarding any inmate during their visit to Executive Staff. The Bureau of Prisons was made aware of these allegations, upon receipt of this report, which was forwarded electronically on May 17, 2022. In accordance with Program Statement 3420.11, Standards of Employee Conduct, the Bureau of Prisons takes allegations of staff misconduct seriously and makes every attempt to hold staff to the highest standards. All allegations of staff misconduct are reviewed, and if necessary, referred to the appropriate department for investigation.

Other Feedback

Residents who spoke with the CIC all reported access to basic needs, including showers, clean clothing and linens, haircuts, and cleaning supplies for their cells. They reported access to book carts, writing materials, grievance forms, and legal materials in the law library (though one individual noted that DC law is not available on the law library computer). All respondents reported access to phone calls, visitation twice a week, postal mail, as well as outdoor recreation on most days. All respondents reported access to commissary, although two individuals mentioned that it is expensive and often out of stock. Respondents who also worked at Lewisburg mentioned drastic pay cuts at the beginning of the year with no explanation. A respondent reported “going from making \$150 to \$46 [a month].”

Recommendation: Ensure that DC law is available on law library computers.

BOP Response: A review of the leisure and law library computers reveal all applicable legal resources are readily available to all inmates.

Appendix A: Methodology

On December 6, 2021, the CIC notified the BOP of its request to inspect USP Lewisburg due to the transfer of approximately 200 individuals from DC Central Detention Facility (DC jail) to USP Lewisburg in mid-November 2021. The BOP approved the request for a visit on January 23-24, 2022.

On December 23, 2021, the BOP provided a roster of current DC Code offenders at USP Lewisburg. The list included approximately 15 individuals. The CIC learned that most of the individuals transferred from DC jail to USP Lewisburg were pre-trial federally charged individuals rather than individuals sentenced under the DC Code. According to the CIC's Memorandum of Understanding with the BOP, the BOP will only provide information about DC Code Offenders, not all DC residents in BOP custody.

Given the unique circumstances of this transfer, the CIC asked the BOP to provide information on all individuals transferred from DC jail to USP Lewisburg, and to allow the CIC the opportunity to interview any of this group. The BOP declined to provide information on any pre-trial federally charged individuals moved from DC jail to USP Lewisburg and declined to allow the CIC to view the areas where they were held or interview them.

The CIC also asked the US Marshals Service to provide a listing of transferred individuals and to permit the CIC to speak with them about the transfer and their current conditions of confinement. The US Marshals Service declined this request.

In accordance with the MOU, the BOP provided the CIC with advance documents regarding USP Lewisburg, including inmate population and demographics, facility staffing, significant incidents, administrative remedy filings, and disciplinary records. The CIC also reviewed an education report, the Admissions and Orientation Handbook, and the most recent Prison Rape Elimination Act (PREA) report.

The CIC conducted an onsite inspection of USP Lewisburg on February 23, 2022. The CIC toured a reintegration housing unit, as well as areas for recreation, health services, religious services, education, and dining. The CIC was informed that the individuals transferred from DC jail with federal charges were housed on one unit and the CIC was not permitted to tour that housing unit, but facility staff provided some information about the operation of the unit.

After the tour, facility staff connected the CIC with individuals who had expressed interest in speaking. The CIC met with individuals in non-contact booths to complete a brief survey and hear feedback regarding their experiences at USP Lewisburg. The CIC spoke with eleven individuals, including three housed in holdover units and eight housed in reintegration units.

After the site visit, the surveys were compiled using SurveyMonkey, a business intelligence tool that uses unique identifiers instead of individual names to protect confidentiality. Extended

responses from the surveys were compiled with comments from other forms of communications with DC inmates at the facility and were used to inform analysis and provide context in applicable sections.

Based on the advance materials provided and the site visit, including interviews with eleven DC residents at USP Thomson and their responses to survey questions, the report provides observations, raises five concerns and makes six recommendations.

The CIC provided the BOP with a draft version of the report for review of information and an opportunity to respond to follow-up questions and any other information in this report. The BOP responses are included in the final version of this report.

Appendix B: Timeline of Relevant Events

October 18, 2021: The US Marshal Service (USMS) conducts and unannounced inspection of DC Central Detention Facility (CDF) and Correctional Treatment Facility (CTF).

November 2, 2021: The Marshal Service releases a summary of their visit findings, including an intention to move DC individuals in USMS custody at DC CDF to USP Lewisburg.

November 9-10, 2021: 134 individuals in the custody of the US Marshal Service move from DC CDF to USP Lewisburg.

November 11, 2021: The DOC signs a Memorandum of Understanding with the USMS to fix identified issues at CDF.

December 3, 2021: Per news reports, 200 individuals from CDF have been transferred to USP Lewisburg.

December 6, 2021: CIC Director Isaac contacts the BOP and requests a current census of DC individuals at USP Lewisburg, a description of their phone access, process for posting inmate funds, and to schedule a facility inspection with waiver of the 30-day notification period required by the MOU between the CIC and the BOP.

December 7, 2021: CIC Director Isaac receives a brief response from the BOP on the conditions of confinement for DC individuals in USMS custody at USP Lewisburg, including information on the separate units, and video teleconferencing setups for legal visits with attorneys.

Early December 2021: DC Deputy Mayor of Public Safety Chris Geldart retains a subject matter expert from CNA, a nonprofit research and analysis organization.

December 15-20, 2021: The BOP proposes the CIC visit USP Lewisburg the week of January 24, 2022 to accommodate holiday schedules and information gathering. The CIC submits a formal request, and the visit is confirmed.

Mid-December 2021: CIC staff meets with CNA to discuss the CIC scope and plan for the work. CIC requests to be a part of the inspection team at DCF. CNA denies request and states that they already identified American Jail Association (AJA) as the subject matter expert.

December 23, 2021: The BOP provides a roster of the current DC Code offenders at USP Lewisburg. The BOP declines to provide information on any pre-trial federally charged individuals in USMS custody moved from DCF to USP Lewisburg.

January 3, 2022: The BOP provides advance materials to the CIC.

January 4, 2022: The CIC reaches out to the US Marshal Service to request their permission to meet with all individuals moved from DCF to USP Lewisburg, including those who are awaiting trial on federal charges and those serving DC Code sentences.

January 6, 2022: The BOP informs the CIC that there is an outbreak of Covid-19 at USP Lewisburg, and the visit must be postponed until late February 2022.

January 2022: CAN conducts two visits at DCF.

January 21, 2022: The CIC confirms the rescheduled visit will occur on February 23-24, 2022.

February 9-10, 2022: The CIC reaches out to the USMS for a response regarding the request to meet with all individuals at USP Lewisburg who were moved from DCF. The USMS responds denying the CIC access to any pre-trial detainees and declining to provide a roster of these individuals.

February 2022: CIC meets with CAN to discuss preliminary findings based on the CNA review of CDF and CTF. Findings include no cruel and unusual conditions, no serious threats to safety, concerns with leadership, communications and staff morale, major concerns related to contraband.

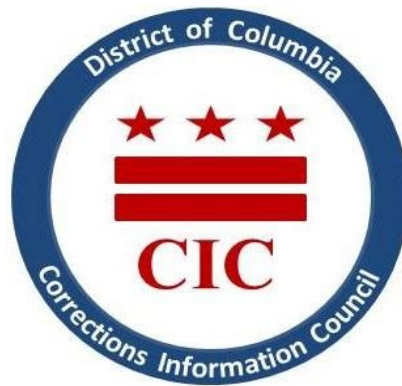
February 23, 2022: The CIC sends a team to USP Lewisburg to tour the facility, speak with staff and interview the few residents from DC who are not being held pending federal charges.

March 4, 2022: CIC sends follow-up questions to BOP.

March 9, 2022: CIC Director Isaac reaches out to DC DOC Deputy Director Patten and requests a list of individuals transferred from DCF to USP Lewisburg by the USMS. Deputy Director Patten provides two lists of transfers. CIC identifies discrepancies in the numbers of individuals listed as transferred to USP Lewisburg, and the number of individuals BOP reported were held in the pre-trial unit at USP Lewisburg.

March 18, 2022: CIC mails surveys asking about conditions of confinement to 57 individuals in the pre-trial unit at USP Lewisburg.

March 30, 2022: BOP provides responses to CIC follow-up questions regarding USP Lewisburg.



District of Columbia
Corrections Information Council



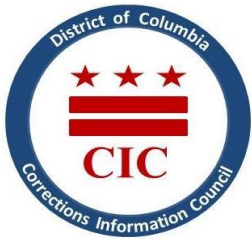
USP Pollock

Report on Findings and Recommendations



USP Pollock Administration Building

February 8, 2023



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated D.C. residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public are kept anonymous and confidential.

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Facility Overview

USP Pollock Facility Profile

Dates of Inspection: September 28-29, 2022

Location: Pollock, Louisiana

Security Level: High

Distance from D.C.: 1,170 miles

Year of Opening: 2001

Rated Capacity: 1,300 (USP)

09/28/22 Population: 1,180

D.C. Code Offenders: 54

CIC Survey Respondents: 37

COVID Operations: Level 1

Introduction

USP Pollock is a high-security facility for male offenders, located in Pollock, Louisiana. USP Pollock is approximately 1,170 miles away from D.C. The USP is part of a complex that includes a federal correctional institution (FCI), minimum-security camp, and a central administration building. The population at the USP is 1,102; the FCI is 1,640; the camp is 106; and the Challenge program is 78. The compound is operating on level one COVID guidelines.

The CIC conducted an inspection of USP Pollock September 28-29, 2022. Due to the June and July 2022 deaths of two D.C. residents, the CIC made safety a priority for this inspection. The CIC surveyed and interviewed 35 of the 54 D.C. Code offenders on September 28-29, 2022. The CIC then sent out copies of the surveys to any D.C. Code Offenders at USP Pollock who were unavailable to speak with the CIC at the time of the visit and received two additional survey responses. Survey respondents' ages ranged from 27-59 years old. All respondents were Black, and 29 of the 37 total respondents had received their high school diploma or GED. Nine D.C. Code offenders at USP Pollock have less than two years of time left to serve.

USP Pollock has been on lockdown since June 2022. According to staff, since August 2022, the facility has been under "modified operations".¹ CIC staff observed no distinguishable differences between standard lockdown operations and "modified operations". During closeout on September 28th, executive staff at USP Pollock declined to answer the CIC's follow-up questions concerning data, alleged transfers, schedules surrounding religious services, and the schedule of "modified operations" until day two of the inspection. On September 29th, the CIC did not receive answers, and was told to follow-up via email.

¹ Modified operations was defined by USP Pollock staff as a step towards lifting lockdown resulting in residents being able to slowly access more areas in the facility over time.

Key Findings

Housing

- The CIC was granted access to the Challenge program unit and a general housing unit.
- There were four phones in the unit, which were provided to residents through the openings in their cells.
- Residents stated that the facility is constantly on lockdown, and they were unsure about what constituted “modified operations”.
- When asked if staff communicate major facility changes to residents, 23 respondents stated that they did not.
- There are no law library computers on units. Staff stated that residents must submit a cop-out to use the law library.² Twenty-eight survey respondents reported no access to legal materials.
- Residents stated that units did not regularly receive clean sheets, towels, or cleaning supplies.
- Residents located in A block stated that they did not have hot water. Residents located in C block stated that their water was green and unusable.

Response by the Bureau of Prisons: Inmate notifications regarding changes for various areas such as programming, recreation, visiting schedule, food service, and levels of operation are published and accessible to the inmate population in English and Spanish on TRULINCS. Unit Managers conduct frequent town hall meetings with the general inmate population on any changes. Additionally, staff make daily rounds in all areas to ensure inmates are aware of changes and answer any questions. Inmates are also afforded the opportunity to communicate with staff during inmate meals, open house hours, via TRULINCS emails to staff and/or by Inmate Request to Staff forms.

Response by the Bureau of Prisons: FCC Pollock adheres to Program Statement 4500.12, Trust Fund/Deposit Fund Manual, TRULINCS Electronic Law Library (ELL) workstations located in the institution Law Library ordinarily offer access to only the ELL Service and limited supporting services (e.g., TRU-Unit Management and Bulletin Board services). TRULINCS ELL workstations are located in the Law Library and the Special Housing Unit (SHU) due to the sensitivity of information and supervision within the area. Therefore, due to safety and security reasons, ELL workstations are only located in the designated areas.

Response by the Bureau of Prisons: During modified operations, inmates are required to submit a request to Education staff for law library access, which is available daily. Requests are prioritized by inmates who have active legal cases; however, inmates who do not have active cases are also able to use the Law Library, upon request and available space. During normal operations, inmates have access to the law library when their housing unit is called for movement to the Education Department.

Response by the Bureau of Prisons: All inmate legal material is managed in accordance with Program Statement 1315 07, Inmate Legal Activities. Due to safety and security reasons, inmates are not permitted to possess certain legal documents in general population. Legal materials in excess of institution procedures are stored and maintained usually by the inmate’s Unit Team. Inmates may speak to their Unit Team and submit an Inmate Request to Staff Member form to schedule time to review stored legal materials. Additionally, Education staff complete weekly rounds in the housing units to ensure inmates know how to submit a request to receive legal materials and fill requests.

² Cop-Outs are forms that residents in custody can submit to staff in order to access various resources throughout the facility.

Response by the Bureau of Prisons: Currently, all housing units have useable hot water.

Response by the Bureau of Prisons: The Town of Pollock is contracted as FCC Pollock's water distribution agent which supplies their own water treatment plant. They are solely responsible for FCC Pollock's water treatment and testing. Inmates and staff have access to useable water that is supplied from the Town of Pollock. The water is tested annually and the report is available to the public on their website.

Special Housing Unit (SHU)

- Of the 13 residents in the SHU, 10 were D.C. residents in custody.
- All residents in the SHU were from A block. This block is where the deaths of the two D.C. residents occurred.
- There is a SHU psychologist present full time, and he makes two rounds a week in the SHU.
- Mental health services hold group and individual therapy in the SHU. Each group contains a maximum of three people.
- Respondents stated that mental health care was better and more accessible in the SHU as compared to the general population.

Grievances

- Surveys showed that the most common grievance complaint discussed was medical care.
- Respondents were split when asked if they received responses to their grievances.

Response by the Bureau of Prisons: The CIC did not provide FCC Pollock with detailed and specific information to investigate any complaints of medical care. Therefore, the BOP is not able to thoroughly address any alleged medical complaints. Medical staff are licensed professionals, and their departments go through external audits such as the American Correctional Association (ACA) and Accreditation Association for Ambulatory Healthcare (AAAHC). FCC Pollock participates in on-going self-evaluation, peer reviews, and education to continuously improve its care and services. Additionally, FCC Pollock adheres to Program Statement 1330.18, Administrative Remedy Program. Inmates may seek formal review of an issue relating to any aspect of their own confinement. Inmates may inquire with the Unit Team regarding the status of an Administrative Remedy or to request a receipt of the Administrative Remedy filed.

Medical

- USP Pollock is a care level 1 facility.
- According to medical staff, those with acute problems are seen immediately.
- The facility has medically assisted treatments offered.³ The medically assisted treatment program currently has one participant. Staff stated that "several" people are waiting to join the program.
- Hospitals are located within a 20-mile radius.

³ Medically Assisted Treatment (MAT) is a series of treatments used to treat, not cure, substance use disorders. It is an extensive treatment that utilizes medications such as methadone, acamprosate, and naltrexone to relieve cravings and normalize body functions.

- There is no time frame if an individual needs outside medical treatment. Paperwork is sent to the region for approval first. This process can “take months.”
- Twenty-four respondents said they are unsatisfied with medical care. Specifically, twenty-two respondents said that medical does not respond to sick call requests within 48 hours.

Response by the Bureau of Prisons: Guidance regarding chronic care patients is outlined in Program Statement 6031.04, Patient Care. Section 15, which states, Chronic Care Clinics (CCCs) are a means for inmates with ongoing medical needs to be tracked and seen by a health care provider at clinically appropriate intervals. A physician will see all inmates assigned to a CCC every 12 months, or more often, if clinically indicated. All third-party medical consultations deemed acute or emergent, as described in Program Statement 6031.04, Patient Care. are seen by outside providers as soon as the inmate's symptoms, injuries, or conditions present. All third-party consultations deemed Medically Necessary - Non- Emergent or Limited Medical Value are reviewed weekly. Third Party consultations are approved, denied, and provided a schedule target date based on the inmate's request, past medical history, current exam, and any supporting lab or radiographic results. All elective procedures are provided a schedule target date by the in-house provider prior to being sent to the Regional Office for secondary review. Secondary reviews do not impede the timeliness of the third-party consult or continuation of care.

Response by the Bureau of Prisons: The CIC did not provide FCC Pollock with detailed and specific information to investigate any complaints of medical care. Therefore, the BOP is not able to thoroughly address any alleged medical complaints. All inmates are provided an overview of Health Services during Admission & Orientation (A&O). During A&O, all inmates receive an A&O Handbook detailing the explanation of medical care services.

Health Services provides in person Sick Call Triage 5 days a week to inmates in General Population and 7 days a week to any inmate that may have restricted movement, such as inmates in the Special Housing Unit, in accordance with Program Statement 6031.04, Patient Care. This Sick Call Triage is conducted by a qualified medical provider and each inmate is required to complete a Sick Call form. At the time of submission, each inmate will be asked additional questions or provided an examination to determine the severity of their concern. They may be seen at this contact or may be advised they will be scheduled in the near future depending on the information provided to the medical practitioner.

Mental Health Services

- Since the facility is on modified operations, when staff does rounds, they let residents know there are workbooks and wellness activities available on the unit.
- During modified operations, the psychology department make rounds twice a week.

Education and Programming

- There is no RDAP at USP Pollock.
- If a resident requests enrollment in RDAP, they can request to be transferred.
- UNICOR is offered at the FCI only, not the USP.
- Due to modified operations, residents undergo "in cell programming", which includes crochet, drawing, and guitar activities.
- Due to modified operations, residents must submit a cop-out to use the library. Twenty survey respondents said that they had no access to reading materials.

- Many residents stated that they were unsure about programs currently offered by the facility.
- Thirty-four survey respondents reported no participation in vocational programming.
- Twenty-eight respondents reported no participation in educational programs.
- Thirty survey respondents reported no access to any recreation.
- USP Pollock has an at-risk program coordinator. "At-Risk" indicates residents who have high blood pressure or are overweight. No D.C. residents indicated that they were participating in this program.

Response by the Bureau of Prisons: FCC Pollock does not have a Residential Drug Abuse Program (RDAP). Inmates cannot arbitrarily request a RDAP transfer. They must voluntarily submit a written request for RDAP participation. Each inmate is reviewed and must meet specific criteria for enrollment in the RDAP Program. Specific guidance on RDAP criteria is outlined in Program Statement 5330.11 CN-1, Psychology Treatment Programs. If an inmate meets all of the criteria and is able to complete all components of the RDAP Program, the Drug Abuse Program Coordinator (DAPC) will notify the inmate's Unit Team to initiate a RDAP transfer to an institution with a RDAP Program that is commensurate with the inmate's custody and security needs.

Response by the Bureau of Prisons: FCC Pollock continues to afford the inmate population an opportunity to program when the institution is placed on modified operations. This includes the Education and Recreation Departments creating programs that can be conducted during modified operations to continue to promote educational and recreational opportunities.

Response by the Bureau of Prisons: When the institution is placed on modified operations, due to safety and security reasons, inmates may submit an Inmate Request to Staff form to Education staff for library access or to obtain or exchange reading materials. Education staff processes inmate requests for library access and establish times for inmates to visit the library, during modified operations in a manner that does not disrupt the safe, orderly operation of the institution.

During modified operations, staff complete rounds in every inmate living area two times a week and reading requests are fulfilled by Education staff. During normal operations, inmates are allotted the opportunity to visit the leisure library on their own, which offers a wide variety of books for their reading pleasure. Reference books, magazines, and newspapers are available for reading in the library only. Other leisure books may be checked out for a period of two weeks. Inmates may request additional reading materials through the Inter-Loan Library Program.

Per Program Statement 5266.11, Incoming Publications, inmates may also receive hardcover publications and newspapers only from the publisher, from a book club or from a bookstore. This information is also located in FCC Pollock's Inmate Admission & Orientation Handbook.

Response by the Bureau of Prisons: During inmate program review meetings, the Unit Team reviews an inmate's individual needs to make recommendations for programming and advises the inmate of the specific department facilitating the class. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their re-entry needs. Lists of available Programs are posted on the inmate bulletin boards, A&O handbooks, and TRULINCS. During modified operations, the Education Department makes weekly rounds to ensure inmates have in cell Adult Continuing Education (ACE) packets. All inmates who request weekly ACE packets are given credit, upon completion.

Response by the Bureau of Prisons: The Education Department at FCC Pollock offers Recycling and Culinary Arts Vocational Training Programs. There is one DC inmate who is currently enrolled in the Recycling Program. During inmate program review meetings, the Unit Team reviews an inmate's individual needs to make recommendations for programming and advises the inmate of the specific department facilitating the class. However, vocational training programs are voluntary, and inmates are responsible for inquiring, signing up, and actively participating in programs for their re-entry needs.

Response by the Bureau of Prisons: During inmate program review meetings, the Unit Team reviews an inmate's individual needs to make recommendations for programming and advises the inmate of the specific department facilitating the class. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their re-entry needs. AIIUS citizen inmates without a GED or high school diploma are required by law and Program Statement 5350.28, Literacy Program GED, to participate in GED/Literacy programming for at least 240 hours or until they achieve their GED.

During modified operations, Education staff developed and distributed Adult Continuing Education (ACE) lessons that were offered to every inmate at USP Pollock on a weekly basis. Education staff distributed notices to inmates to provide guidance on how to sign up, request and complete ACE lessons, as well as receive education credit, upon completion. During modified operations, at USP Pollock, there were a total of 1,948 ACE completions for FY22.

Response by the Bureau of Prisons: Information regarding recreation programs and activities in Recreation are posted in Unit Bulletin boards, call-outs, and TRULINCS. Programs and activities are advertised to the inmate population through monthly activity calendars of intramural sports, hobby craft, leisure, fitness and wellness programs. Recreation is offered to all inmates during normal operations. When the institution is operating under modified operations, Recreation staff complete rounds in the Housing Units and offer inmates Leisure and Wellness Self Study Classes and activity packets. Additionally, inmates are allowed to work out inside their cells.

Response by the Bureau of Prisons: In accordance with Program Statement, 5370.11, Recreation Programs, Inmate, USP Pollock develops a written plan for meeting the needs of "at-risk inmates," to ensure that all those who are referred to recreation are interviewed, counseled, and recommended to participate in the appropriate structured or unstructured leisure, wellness, or recreation activities. The Recreation Department at USP Pollock has an At- Risk Program Coordinator who monitors at-risk referrals which includes inmates with health concerns and those engaged in minimal to no exercise. Recreation staff send at- risk referral reminders to Health Services, Unit Management, and Psychology staff each month.

During inmate program review meetings, the Unit Team reviews an inmate's needs to make recommendations for programming and advises the inmate of the specific department facilitating the class. If an inmate is not considered "at-risk," there may not be a need for the Unit Team to recommend the At-Risk Program. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their needs.

Challenge Program

- There are 78 participants in the Challenge program.⁴ Four of the participants are D.C. residents.
- One D.C. resident completed the program last year.

Religious Services

- Once a week, the Religious Services department brings books and religious materials to residents on the unit via book cart.
- The top religions for the total population are Sunni Muslim and Nation of Islam. Twenty-one survey respondents identified as members of the Islamic faith.
- There are no Islamic volunteers at the facility. All volunteers are members of the Christian faith.

Re-Entry

- Nine of the 54 DC residents are within 24 months of release.
- All respondents indicated that they have not taken any release preparation programs at Pollock.
- Respondents stated that they have not spoken with unit staff about DC resources.
- The education department has a copy of the Public Defender Service's Re-entry Navigator book, but it is not located in the library due to fear that it "could be used as a weapon". Residents receive a copy of the navigator when they leave the facility upon release.
- Residents receive a copy of the navigator when they leave the facility upon their release.
- The re-entry affairs coordinator and education department attend meetings with the Court Services and Offender Supervision Agency (CSOSA) regarding supervised release.

Response by the Bureau of Prisons: A copy of the Public Defender Service's Re-entry Navigator book was placed in the Education Department on September 28, 2022. Additionally, residents receive a copy of the navigator when they leave the facility upon release.

Safety

- Twenty-seven respondents said that they did not feel comfortable reporting incidents of violence to staff.
- When asked how safety at USP Pollock compared to other institutions, 17 residents stated that USP Pollock was similar to other institutions, 16 residents stated that it was worse, and 3 stated that it was better.

⁴ The Challenge program is a community-oriented residential treatment program that provides substance abuse and mental health treatments.

Recommendations

- It is strongly recommended that USP Pollock develop and communicate specific lockdown modifications to the public and residents in custody to minimize the possibility of violence and deaths within custody.

Response by the Bureau of Prisons: Due to safety and security reasons, the Bureau of Prisons does not disclose specific security operations and protocols. Therefore, this information will not be disclosed to the public.

Inmate notifications regarding changes for various areas such as: programming, recreation, visiting schedule, food service, and Levels of Operation are published and accessible to the inmate population in English and Spanish on TRULINCS. Unit Managers conduct frequent town hall meetings with the general inmate population on any changes. Additionally, staff make daily rounds in all areas to ensure inmates are aware of changes and/or to answer any questions they may have. Inmates are also afforded the opportunity to communicate with staff during inmate meals, open house hours, via TRULINCS emails to staff and/or by Inmate Request to Staff forms.

- USP Pollock should perform drastic maintenance to ensure clean and temperature appropriate water is available within all general housing units. Staff should also increase resident access to appropriate cleaning products and clean sheets and towels.

Response by the Bureau of Prisons: FCC Pollock completes regularly scheduled maintenance to ensure temperature appropriate water is available within all general housing units. Currently, all housing units have useable hot water. FCC Pollock has requested funding for a new boiler system through the appropriate national funding protocol. The Town of Pollock supplies useable water to USP Pollock. The Town of Pollock is USP Pollock's contracted water distribution agent which supplies its own water treatment plant. They are solely responsible for FCC Pollock's water treatment and testing. The water is tested annually, and the report is available on their public website.

FCC Pollock operates a "centralized laundry." Inmates are afforded the opportunity to wash their clothes twice a week and have the opportunity to exchange their linen once a week. Unit staff make daily rounds in the housing units and pass out cleaning supplies to inmates once a week.

- Staff should increase communication with residents about operation modifications to reduce confusion and friction amongst staff and residents. Staff should also be encouraged to be respectful and responsive to residents' inquiries.

Response by the Bureau of Prisons: All inmates assigned within the Federal Bureau of Prisons have access to TRULINCS except those with a Walsh Assignment; whereas, they will be reviewed for access. The TRULINCS program provide inmates with an alternate means of written communication with the public and institution messages. Inmate notifications, regarding changes for various areas such as: programming, recreation, visiting schedule, food service, and levels of operation are published and accessible to the inmate population in English and Spanish on TRULINCS. Unit Managers conduct

frequent town hall meetings with the general inmate population on any changes. Additionally, during modified operations, staff make daily rounds in all areas to ensure inmates are aware of changes and or to answer any questions.

Inmates are also afforded the opportunity to communicate with staff during inmate meals, open house hours, via TRULINCS emails to staff and/or by Inmate Request to Staff forms.

- It is strongly recommended that USP Pollock provide access to the law library inside of the units, similar to other BOP institutions.

Response by the Bureau of Prisons: FCC Pollock adheres to Program Statement 4500.12, Trust Fund/Deposit Fund Manual- TRULINCS Electronic Law Library (ELL) workstations located in the institution Law Library ordinarily offer access to only the ELL Service and limited supporting services (e.g., TRU-Unit Management and Bulletin Board services). TRULINCS ELL workstations are located in the Law Library and the Special Housing Unit (SHU), due to the sensitivity of information and supervision within the area. Therefore, due to safety and security reasons, ELL workstations are only located in the designated areas.

- Medical facilities at USP Pollock should strive to adhere to time frames for outside medical treatment and sick-calls in order to prioritize the health, well-being, and safety of residents.

Response by the Bureau of Prisons: The CIC did not provide specific information or identify any specific inmate for the BOP to address this claim. However, guidance regarding chronic care patients is outlined in Program Statement 6031.04, Patient Care, Section 15, which states, Chronic Care Clinics (CCCs) are a means for inmates with ongoing medical needs to be tracked and seen by a health care provider at clinically appropriate intervals. A physician will see all inmates assigned to a CCC every 12 months, or more often, if clinically indicated. All third-party medical consultations deemed acute or emergent, as described in Program Statement 6031.04, Patient Care, are seen by outside providers as soon as the inmate's symptoms, injuries, or conditions present. All third-party consultations deemed Medically Necessary - Non-Emergent or Limited Medical Value are reviewed weekly. Third Party consultations are approved, denied, and provided a schedule target date based on the inmate's request, past medical history, current exam, and any supporting lab or radiographic results. All elective procedures are provided a schedule target date by the in-house provider prior to being sent to the Regional Office for secondary review. Secondary reviews do not impede the timeliness of the third party consult or continuation of care.

- It is recommended that programming is accessible and more frequent at USP Pollock.

Response by the Bureau of Prisons: Inmates at FCC Pollock have full access to programming, and there are opportunities for inmates to participate. However, inmates are responsible for inquiring, signing up, and actively participating in programming for their re-entry needs.

Programming is posted in various departments, on physical bulletin boards, as well as on TRULINCS. During inmate program review meetings, the Unit Team reviews an inmate's individual needs to make recommendations for programming. Additionally, USP Pollock facilitates a myriad of beneficial First Step Act programs that are open to all inmates, regardless of eligibility to apply First Step Act Time Credits.

All inmates who are U.S. citizens that do not have a GED or high school diploma are required by law and Program Statement 5350.28, Literacy Program (GED), to participate in GED/Literacy programming for at least 240 hours or until they achieve their GED.

Additionally, during modified operations, Education staff developed and distributed Adult Continuing Education (ACE) lessons that were offered to every inmate at USP Pollock on a weekly basis. Education staff distributed notices to inmates to provide guidance on how to sign up, request and complete ACE lessons, as well as receive education credit, upon completion. During modified operations, at USP Pollock, there were a total of 1,948 ACE completions for FY22.

- Religious services should prioritize obtaining Islamic volunteers to facilitate religious services.

Response by the Bureau of Prisons: FCC Pollock continuously attempts to recruit Islamic volunteers to provide Islamic ministry to the inmate population. Due to USP Pollock's geographic location, it is difficult to recruit qualified volunteers. The Religious Services Department continues to communicate with the Central Louisiana Minister's Association to inquire, invite, and educate religious leaders about the need for Islamic volunteers at USP Pollock. We recently signed Fiscal Year 2023 Volunteer Strategic Plan, dated September 23, 2022, to address the volunteer recruitment needs of the institution. This will enhance the institution's efforts in sustaining quality volunteer services which promote and support re-entry initiatives. The plan will also increase the recruitment of diverse volunteers which promote non-traditional program needs and support the diversity of the inmate population. FCC Pollock will continue our efforts to recruit Islamic Volunteers.

Likewise, USP Pollock encourages the CIC to contact its Public Information Officer with any prospective volunteers to enhance institution programs.

- USP Pollock should prioritize successful re-entry for residents by providing programs and resources prior to their release.

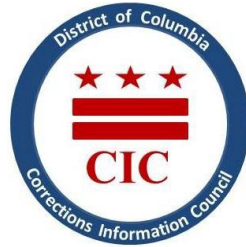
Response by the Bureau of Prisons: In accordance with the Second Chance Act of 2007, the Unit Team reviews inmates for Residential Re-Entry Center (RRC), or halfway house placement, 17-19 months of their projected release date to determine the inmate's reentry needs. During inmate program review meetings, the Unit Team reviews an inmate's individual needs to make recommendations for re-entry programming. It is the inmate's responsibility for inquiring, signing up, and actively participating in programming for their reentry needs, The Re-Entry Affairs Coordinator is also available to address inmate reentry needs.

As outlined in Program Statement 5325.07, Release Preparation Program, release preparation is ordinarily discussed with an inmate 11-13 months prior to the inmate's release. Release planning includes information to assist with basic needs (food, clothing, etc.), Child Support Modifications, Education, Employment, Housing, Transportation, Birth Certificate, Social Security Cards, Social Security benefits, Medical/Mental Health treatment, Substance Abuse Treatment, Veteran resources, LBGT resources, etc.

The CSOSA Community Resource Book is accessible to all DC inmates and is located in the Law Library. Re-entry staff attend quarterly CSOSA meetings, and all DC inmates are invited to attend the meetings as well. If inmates declined to attend the event, they are offered a copy of the DC CSOSA Community Resource Book.

Re-Entry resource information is posted on TRULINCS, such as housing guidelines, felon friendly employers, job resume assistance, interview related assistance, Career Resource Centers, DMV driving record requests, and a local resource assistance guide, including all states and the District of Columbia, etc.

**District of Columbia
Corrections Information Council**



**Volunteers of America
Residential Reentry Center**

Report on Findings and Recommendations



September 14, 2022



District of Columbia Corrections Information Council

Charles Thornton, Board Chair
Katharine A. Huffman, Board Member
Nkechi Taifa, Board Member

About the District of Columbia Corrections Information Council

The District of Columbia Corrections Information Council (CIC) is an independent oversight body mandated by the United States Congress and the Council of the District of Columbia to inspect, monitor, and report on the conditions of confinement in correctional facilities where residents from the District of Columbia are incarcerated. This includes facilities operated by the Federal Bureau of Prisons (BOP), the District of Columbia Department of Corrections (DOC), and private contractors.

The CIC reports its observations and recommendations to the District of Columbia Representative in the United States Congress, the Mayor of the District of Columbia, the Council of the District of Columbia, the District of Columbia Deputy Mayor for Public Safety and Justice, the Director of the BOP, the Director of the DOC, and the community.

Although the CIC does not handle individual complaints or provide legal representation or advice, individuals are still encouraged to contact the CIC. Reports, concerns, and general information from incarcerated DC residents and the public are very important to the CIC, and they greatly inform our inspection schedule, recommendations, and reports. However, unless expressly permitted by the individuals or required by law, names and identifying information of residents, corrections staff not in leadership, and members of the general public will be kept anonymous and confidential.

DC Corrections Information Council

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Facility Overview

Volunteers of America Residential Reentry Center

Dates of Inspection: April 25, 2022

Location: 5000 E Monument Street
Baltimore Maryland

Security/Custody Level:
Minimum/community

Rated Capacity: 148

Current Population: 106

DC residents in population: 54

Survey respondents: 18

Length of Stay in BOP: Approximately 30% of survey respondents were in custody 15+ years.

Length of Stay at VOA: Almost 30% of survey respondents were at VOA less than one month.

Introduction

Volunteers of America (VOA) is a Residential Reentry Center (RRC) located at 5000 E. Monument Street in Baltimore, Maryland. Volunteers of America has provided reentry services for more than forty (40) years. The RRC in Baltimore re-located to its current site in 2013. The facility has 148 beds total currently all occupied by men; fifty-four who are from DC. There are approximately 42-45 staff members, which includes ten case managers and two employment specialists. VOA relies on the provision of programming from community-based organizations. In response to concerns about COVID-19, almost all programming was suspended or terminated and is now resuming.

The DC Corrections Information Council conducted an in-person site visit on Monday April 25, 2022 as a follow up to the virtual visit conducted on November 19, 2020. In addition to following up on recommendations made during the virtual visit, the DC CIC observed and gathered information about resident-staff interactions. Residents noted that the environment at the Residential Reentry Center is as restrictive as a secured facility. During interviews, residents stated they would better served in a more open and transparent atmosphere. While residents indicated they felt safe; they also stated that they felt stressed and strained because of frustrations created by interactions with staff. Residents, especially those who have served 15 years or more, also indicated a strong desire for more hands-on guidance to connect with reentry resources.

During the tour of the facility, six DC Corrections Information Council staff and representatives were escorted by seven Bureau of Prisons staff members, two Volunteers of America Residential Reentry Center staff and the Vice President of Maryland Programs of the Volunteers of America Chesapeake. During the site visit, BOP staff directed DC CIC staff to desist from handing their business cards to residents.

The focus of the site visit was the residential program and CIC did not interview persons currently on home confinement. Several of the residents who were interviewed stated they had been on home confinement and required to return to the residential setting. Throughout the interviews, residents

stated they would like VOA to operate the facility in a less restrictive manner consistent with being a residential reentry facility rather than a secure institution and that the requirements/restrictions for remaining on home confinement were too difficult. The CIC has requested data on revocation of home confinement resulting in return to the residential setting as well as data on revocation of home confinement or residential rules resulting in return to a secure institution.

This report is based upon observations by CIC staff and representatives and surveys and interviews with 18 residents. The CIC also gathered documents from the BOP and spoke with organizations that VOA listed as partners. Several organizations highlighted the difficulties residents face accessing services because of barriers created and maintained by VOA staff practices, which includes denying passes to residents to attend programs - and failing to communicate with residents and external entities in a timely and consistent fashion. Partnering organizations indicated that they often rely on residents' word of mouth to promote available services. They also indicated that residents are unable to maintain employment and complete programs in DC, because of the restrictions and prohibitions imposed by case managers. Additionally, residents reported not receiving basic items from VOA, and partnering organizations reported using significant funds to provide VOA residents with clothing, toiletries, personal protective equipment, transportation tokens, and Smart trip cards.

Key Findings

The CIC highlights the following:

Programs and Services

- Residents are received into the program on Tuesdays, Wednesdays, and Thursdays.
- Orientation of new residents is held every Friday.
- Residents meet with the employment specialist(s) on Mondays.
- Residents meet with their assigned case manager 5 to 10 days after arrival. The resident then meets every other week with their case manager. There are currently nine case managers and one case manager position which is vacant. Residents expressed frustration about trying to contact their case managers. Several stated they had not yet seen their case manager.
- Mental health and addiction treatment services are provided by Royal Minds via a contract with the Bureau of Prisons. While VOA runs mental health and drug treatment services in both Maryland and the District of Columbia, residents are not able to access these services as they must use the contract provider.
- There is a weekly financial literacy/responsibility class held once every week.
- VOA staff provided CIC with a monthly calendar of classes and activities. (See attachment.)
- To obtain a pass and MARC train ticket residents must provide proof of a specific appointment, which the case manager or employment specialist must verify. VOA staff keep a log of the MARC train tokens and vouchers provided to residents.
- The only PREA signage observed was on one bulletin board. CIC staff had to lift other notices on the board to find the PREA materials.
- Visitors are allowed Monday through Friday 4 pm to 8 pm and Saturdays and Sundays noon to 4 pm.
- There are five classrooms and one computer lab, which contained six computers.

- Each “ward” contains 10 beds: five on either side of a partial wall. Each person has a single bed and a locker. Only shoes are allowed under the bed.
- There is one unit reported as ADA compliant. It contains four beds, as opposed to the standard five, to accommodate wheelchairs; however, the entrance was 30 inches wide, which is not ADA compliant. No guiderails or grips were observed.
- The bathrooms smelled heavily of smoke. During interviews, residents complained about the smell of smoke and prohibitions on outdoor smoke breaks.
- There are no women currently housed at the facility. The women’s unit, which consists of two rooms with ten beds each, is currently occupied by men.
- There is an indoor basketball court; there is no outside area for recreation.
- All residents are permitted to have cell phones.
- Outside food and/or ordering delivery food is not permitted. The meal schedule and weekly menus are posted. Plated or bagged meals are available for residents who are working during mealtimes upon their return.
- There was one bulletin board marked as *information for DC*. There were visibly outdated items on the bulletin board.
- Staff, including caseworkers, did not have knowledge or copies of the PDS Reentry Navigator book, which contains resources in DC for returning citizens.
- Several interviewees reported that case managers’ voicemail boxes are full.
- Interviewees consistently voiced concerns about the unprofessional and disrespectful ways that staff communicates with residents.

Medical Services

- Residents go through their caseworker to apply for medical services through Naphcare.
- Residents were not aware of how to access medical and dental services.
- Caseworkers make the dental and medical appointments for the resident.
- There are three or four nearby hospitals which are accessed in emergencies. Which hospital will treat the resident is determined by the ambulance service that responded to the 911 call.
- Residents may self-carry medications except for Class 1 controlled substances.
- BOP data provided to CIC indicated that none of the current residents have a diagnosed mental health issue; however, during interviews several residents stated they were on mental health medications.
- Royal Minds offers Medically Assisted (Drug) Treatment.

Home Confinement

- In addition to the residential program serving 148 men, men and women are served by being monitored on home confinement.
- Of those on home confinement, some have gone “directly” to home confinement after being processed through intake and provided with equipment others reside at VOA until they are approved for home confinement based on good behavior, employment, and existing support services including appropriate housing.
- Some DC residents with no issues or reports have been assigned to Core DC for the monitoring of home confinement.

- Residents must sign two agreements, one with the BOP and one with VOA, governing conditions of their home confinement.¹
- VOA will “hold a bed” for those on “indirect” home confinement so the person has a placement if home confinement and progressive discipline “fails”.
- Approximately 25% of the residents interviewed had been stepped back to VOA after a period experience of home confinement.
- Individuals who are stepped back from home confinement can be reassigned to a secure facility. According to staff, 34 persons were returned to a secure facility within the last 12 months.²

Movement

- Residents are monitored by cell phones and ankle monitors; sometimes both.
- Sixty-six percent of survey respondents reported paying for transportation out of their own resources when traveling to DC.

Recommendations

Based on the inspection of the CDF, the CIC makes the following recommendations:

Program and Services

- Develop and maintain strong, collaborative relationships with DC agencies and organizations and ensure that DC residents are directly connected to services.
- Increase the interactions between residents and their case managers, including a requirement for case managers to meet with residents within three days of arrival.
- Provide more current and accurate information about reentry services in the District of Columbia.
- Provide additional meaningful programming and services.

Response by the Bureau of Prisons: VOA currently partners with nine organizations from the District of Columbia. VOA regularly corresponds with these organizations to ascertain the most up-to-date program information. In addition, VOA employment specialists routinely send offenders to available employment programs in DC. Any information provided to VOA for DC residents is posted on an information board dedicated to DC inmates. VOA encourages the CIC or its partner

¹ Bureau of Prisons document form BP- A0460.073 “Conditions of Home Detention” contains seventeen (17) conditions of home confinement. These conditions govern the behavior of the individual who must comply under threat of revocation of home confinement and possible return to incarceration. In addition to signing the BOP document, persons under home confinement with VOA sign a four-page document “Home Confinement Program Agreement & Itinerary Guidelines”. By signing this agreement, participants agree to additional stipulations which require participating in 32 hours of programming per week and seeking approval before working over-time. Participants must complete an itinerary of activities for the coming week no later than noon on Wednesdays. The itinerary cannot be altered once it has been submitted to and approved by VOA staff.

² DC CIC did not receive data on the total number served in 12 months nor the number of the 34 who are DC residents.

organizations to provide the Director of VOA and/or the Vice President of Maryland Programs with any additional DC resources for DC offenders to assist with ensuring a successful transition back to the District.

Response by the Bureau of Prisons: VOA complies with the Bureau of Prisons contract requirements as outlined in the 2017 Statement of Work (SOW). During the first three days of the offender's arrival at the RRC, they participate in program orientation and meet with various staff to include case managers. Case management staff are available daily to address immediate concerns or issues. In addition, VOA case managers meet with the offenders within ten days in order to develop an individualized program plan (IPP) which addresses the goals the offender should address while at the RRC. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Response by the Bureau of Prisons: VOA provides information about reentry services in the District of Columbia. DC resources are located on bulletin boards accessible to all offenders. Additionally, VOA encourages the CIC or its partner organizations to provide the Director of VOA and/or the Vice President of Maryland Programs with any additional DC resources for DC offenders to assist with ensuring a successful transition back to the District of Columbia. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Response by the Bureau of Prisons: VOA complies with the Bureau of Prisons contract requirements as outlined in the 2017 Statement of Work (SOW). VOA provides programs and services either through their own resources or via partnerships with various organizations including but not limited to job readiness classes (resume writing, interviewing), parenting (communication), financial freedom (budgeting, balancing a checkbook, banking), behavioral (anger management, and drug and alcohol addiction classes) and various other classes. However, offenders are responsible for signing up and actively participating in programs to assist with their reentry process. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Medical issues

- Better inform residents about the method of accessing medical services while at VOA perhaps by assigning that responsibility to a VOA staff member at the check-in central hub.

Response by the Bureau of Prisons: VOA complies with the Bureau of Prisons contract requirements as outlined in the 2017 Statement of Work (SOW). Offenders are informed about the procedures to obtain medical treatment when they arrive at the facility. The offenders have various methods to reach employees to discuss medical needs and issues. The staff at VOA provide offenders with the case manager's email addresses, and work cellphone numbers to call or text, and the offenders see their case managers at least biweekly. In addition, the RRC is staffed 24 hours a day with staff available to submit a request for medical attention. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Home Confinement:

- Provide clear eligibility information regarding the process of transitioning to home confinement, especially all requirements about suitable housing.

- Provide support, including mentoring and self-development opportunities to encourage those on home confinement to succeed.

Response by the Bureau of Prisons: VOA notifies offenders of the requirements for home confinement when they first enter the facility. The offender's IPP and progress reports include efforts at locating suitable housing, employment, identification, health care and other reentry needs. VOA maintains documentation of the assistance provided to each resident in the resident's file. Offenders are encouraged to seek suitable housing as soon as they arrive and submit housing plans to case managers, as soon as possible. If a residence is deemed unsuitable, the offender is given detailed reasons why the plan is unsuitable. The requirements for suitable housing are discussed during bi-weekly meetings and discussions are documented in the offender's case notes. If an offender cannot obtain suitable housing, the case managers will assist the offenders in acquiring suitable housing in preparation for home confinement or release. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Response by the Bureau of Prisons: Offenders on home confinement are eligible for the same programming and services as in-house offenders. Offenders on home confinement are encouraged to reach out to their case managers and request any assistance or guidance they may require. In addition, the offender can relay their concerns during their bi-weekly progress reviews with the case managers. The staff at VOA have an "open door" policy with all offenders and schedule them for all services and programming when requested. The case manager and facility director have the authority to review requested community-based programs for approval. Programming should be consistent with the offenders identified needs. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Movement:

- Provide transportation passes with enough time to account for roundtrip travel on public transportation from Baltimore to DC, as well as the time required to conduct business.
- Provide safe and appropriate means of transportation, perhaps by van shuttles to and from Baltimore and DC for residents to attend appointments and family reunification events in the District of Columbia. Staff of the National Association for the Advancement of Returning Citizens (NAARC) stated that they spoke to VOA staff on several occasions about their willingness and ability to provide this service.
- Coordinate with the DC Mayor's Office on Returning Citizens' Affairs (MORCA) regarding transportation within DC for VOA residents to access reentry services.
- Allow for outside smoke breaks to decrease inside smoking, especially in bathrooms.

Response by the Bureau of Prisons: When approving passes and determining the time an offender will be permitted to be out of the facility, VOA complies with the 2017 SOW and best practices associated with community-based programs. The offender's suggested pass location, travel methods, and schedules of public transportation are reviewed and considered. The timeframes the offenders are allotted allow for them to safely travel to DC to complete their programming or other tasks and return to the facility, provided there is no deviation from the schedule. If there is a circumstance in which the amount of time is insufficient, the offender is directed to call VOA and explain the circumstances of the delay. At that time, a determination will be made if an extension should be granted. Offenders are not penalized for late arrivals for legitimate reasons. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Response by the Bureau of Prisons: VOA currently provides mass transit tickets and tokens for offenders to travel from Baltimore to DC. In addition, VOA currently partners with DC organizations that offer shuttles to and from programming sites in DC. The offender can choose their method of transportation to DC for passes; if the offender decides to utilize the personal vehicle, the offender is permitted to do so. VOA welcomes community partners from DC such as NAARC. However, these types of services must be in collaboration with VOA and cannot interfere with the accountability of the residents.

Response by the Bureau of Prisons: VOA is willing to work with any offender reentry program in DC that expresses interest. VOA's willingness to work with DC reentry organizations is evident through their current partnerships with nine DC organizations. VOA will continue their efforts to develop new partnerships. However, MORCA is encouraged to contact the Director of VOA and/or the Vice President of Maryland Programs with any additional DC resources for DC offenders to assist with ensuring a successful transition back to the District of Columbia.

Response by the Bureau of Prisons: VOA is a smoke free facility. Offenders who smoke on the premises are in violation of the smoke free policy and are subject to disciplinary sanctions. Offenders are made aware of the no smoking policy prior to arrival and again upon arrival to the facility. The offenders sign a notice acknowledging they are aware of the rules and regulations and agree to abide by the rules and regulations of the facility. Efforts to address unauthorized smoking in the facility include regular walk throughs of all areas of the facility and inspection of every offender during entrance to the facility.

Staff interactions

- Delegate staff who are consistently accessible via phone in order to grant necessary extensions on travel passes related to public transportation delays during roundtrip travel from Baltimore to DC.
 - Improve staff-resident relationships by addressing and responding to residents in a respectful manner.
 - Ensure that case managers are responsive and provide needed services, including obtaining necessary documents. (See chart below that describes how helpful residents perceive their case managers.)
-
- The bus route in front of VOA connects to the MARC train station.
 - Residents stated it was hard to reach their case managers to inform them of late returns to the halfway house created by transportation delays.

Response by the Bureau of Prisons: VOA provides the supervision and support to all offenders 24 hours a day. All inmate requests for travel extensions due to public transportation issues are addressed when practicable. Offenders experiencing travel delays due to circumstances beyond their control are not penalized for late arrival. A request for a pass into the community requires an extensive review by staff and may not be able to be processed expeditiously without specific details at a moment's notice. However, VOA makes every effort to address reasonable requests in a timely manner.

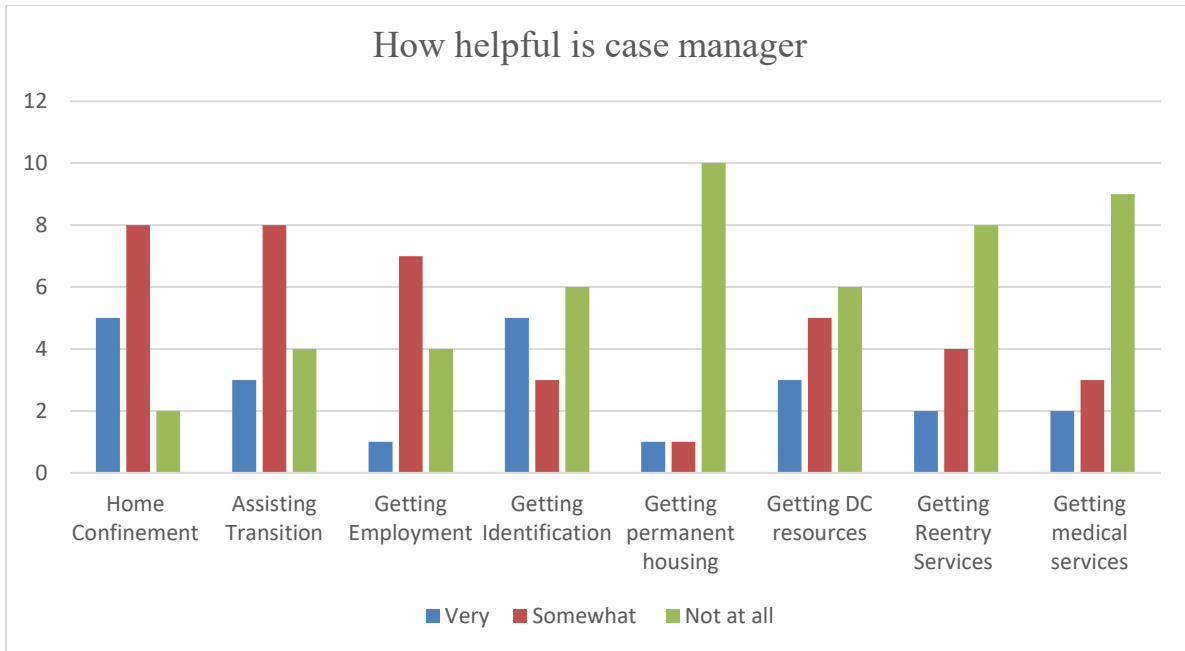
Response by the Bureau of Prisons: VOA employees adhere to the Bureau of Prisons Employee Standards of Conduct and interact and correspond with the offenders in a professional and respectful manner. Staff interactions with offenders is closely monitored to ensure professionalism

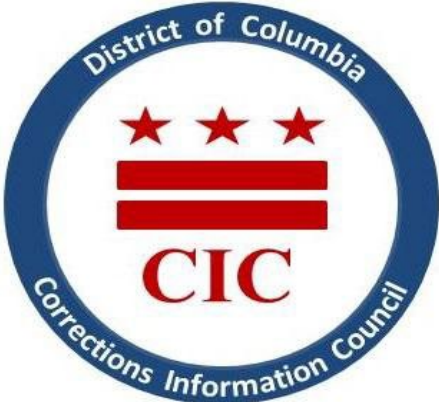
of all staff. Allegations of unprofessional conduct should be referred to the Bureau of Prisons for further investigation. The Bureau of Prisons points of contract are posted on bulletin boards for offenders within the facility. It is also the responsibility of the offenders and an expectation of VOA staff and the BOP that offenders adhere to the rules and regulations of the facility and maintain a level of respect for VOA staff. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

Response by the Bureau of Prisons: VOA and the Bureau of Prisons expects case managers to be responsive and provide needed services to include obtaining identification. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.

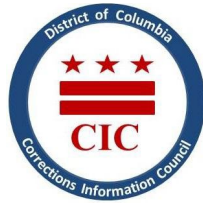
Response by the Bureau of Prisons: Offenders are provided with clear and concise instructions on how to get to the MARC train via MTA bus.

Response by the Bureau of Prisons: VOA is a 24-hour facility with staff always available to address transportation concerns. Offenders are advised prior to their scheduled pass on the procedures they need to follow should their transportation be delayed, or if there are any other circumstances which impact their transportation to and from the facility. The Bureau of Prisons monitors compliance of this requirement through routine and unscheduled inspections.





**District of Columbia
Corrections Information Council**



**District of Columbia
Youth Rehabilitation Act Update**

February 16, 2022

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Background

On June 4, 2021, the CIC published a mid-year report on the Youth Rehabilitation Act (YRA). The mid-year report was premised upon a strategic plan assigned for development to the Justice Policy Institute (JPI), on behalf of the Mayor, in accordance with a statutory mandate¹. During May 2019, the Justice Policy Institute (JPI) was assigned to develop the Mayor's plan by September 30, 2019. This strategic plan was required to encompass how the Mayor would provide facilities, treatment, and services for the developmentally appropriate care, custody, subsistence, education, workforce training, and protection for those who fall within the statutory age designation for a youth offender. At the conclusion of fiscal year 2020, JPI had not concluded the development of the strategic plan.

JPI continued work in conjunction with other entities and formed the DC Emerging Adult Justice Action Collaborative (DC Action Collaborative)². The partnership also included the Office of the Deputy Mayor for Public Safety and Justice – and the Department of Youth Rehabilitation Services (DYRS).

In November 2021, JPI completed its strategic plan for YRA offenders in the District of Columbia and presented it to the Mayor for implementation in accordance with the statute.

Plan Highlights

The strategic plan developed by JPI highlights current research and best practices relating to the unique needs of those who fall within the YRA, and it provides recommendations to implement developmentally appropriate responses for emerging adults as required under the YRA. This plan is underpinned by the voices of impacted, legal-involved emerging adults and a broad array of District stakeholders.³

The strategic plan presents the District with two overarching goals: reclaiming control of the District's justice system functions, and officially transferring jurisdiction of 18-24 year legal involved individuals to the Department of Youth Rehabilitation Services (DYRS). Additionally, there are three service-oriented goals for the next 3-year period⁴:

¹ See DC Code § 24-902 (a-1) (1). Available at [https://code.dccouncil.us/us/dc/council/code/sections/24-902#:~:text=to%20main%20content-%C2%A7%2024%E2%80%93902.,and%20services%20for%20youth%20offenders.&text=\(a%2D1\)\(1,\(a\)%20of%20this%20section](https://code.dccouncil.us/us/dc/council/code/sections/24-902#:~:text=to%20main%20content-%C2%A7%2024%E2%80%93902.,and%20services%20for%20youth%20offenders.&text=(a%2D1)(1,(a)%20of%20this%20section).

² See Amended Youth Rehabilitation Act (YRA) of 2018 Emerging Adult Strategic Plan 2020-2025, prepared by Justice Policy Institute (JPI) Pg. ii, (November 2021).

³ Id.

⁴ Id. at iii.

1. Increase the number of District agencies and community-based organizations providing services, supports, and opportunities that are developmentally appropriate, healing-centered, and restorative.
2. Build a community-based continuum of care to respond to the needs of emerging adults.
3. Build a criminal legal system-based continuum of care to respond to the needs of emerging adults.

The District must build on the best features and principles of the YRA, while improving its approach to meeting the needs of emerging adults. To achieve broad public safety policy goals, the District must implement this evidence-based strategic plan and provide sufficient funding to meet the objectives.⁵

In order to realize the benefits of the strategic plan provided by JPI, the District of Columbia will need control of the systems governing YRA offenders. Currently, the vast majority of YRA offenders are housed in the Bureau of Prisons (BOP). The District of Columbia has no jurisdiction or authority over the BOP. Therefore, absent control of the placement and care of YRA offenders, the implementation of the Mayor's strategic plan will not benefit the YRA population for which it was designed.

In the Mayor's strategic plan, there are objectives necessary to progress the District towards building robust continuums of care. It contains district-wide recommendations for the Mayor's office and the DC Council to consider, such as the following⁶:

- Inform the District: The Executive Office of the Mayor should inform District and federal agencies, providers, and the community about the YRA Strategic Plan and improvement initiatives to enhance programming, supports, and services for legal-involved emerging adults.
- Raise the Age of Juvenile Justice Jurisdiction: The District must enact legislation raising the age of juvenile justice jurisdiction to under 25, thereby allowing the District to retain jurisdiction.
- Re-establish local control of all legal system functions: With the passage of the 1997 DC Revitalization Act, many adult criminal legal functions were transferred to the control of the federal government, including prison sentences, parole, and community supervision. Therefore, emerging adults in DC are subject to adult criminal court jurisdiction and the requirements under the DC Revitalization Act for serving their prison sentence, parole, and community supervision under federal jurisdiction. This hybrid

⁵ Id. at 14.

⁶ Id. at 18.

approach to justice limits the District's ability to implement reforms addressing the unique needs of legal-involved emerging adults. Without the ability to direct programmatic action within the Federal Bureau of Prisons or Court Services and Offender Supervision Agency (CSOSA), the District may only apply disjointed approach to servicing legal involved emerging adults. For maximum effectiveness, the District must reestablish full local control of its legal system while building a comprehensive approach.

At a minimum, CSOSA should reestablish the Young Adult Unit, which was a program focused on the development of the individual while emphasizing education, job readiness, and skills training. CSOSA currently utilizes high intensity probation supervision, which focuses on impulsive behaviors, criminal thinking, and antisocial behaviors while failing to consider the unique needs of emerging adults. For example, legal-involved emerging adults have higher rates of foster care placements, mental health issues, parental incarceration, poverty, and substance misuse disorders and these factors should be taken into consideration when fashioning a successful supervision plan.

Probation should operate in conjunction with community-based organizations to assist individuals ages 18 to 24 years of age. By providing age-appropriate, individualized treatments with community partners, probation can prioritize educational, social, or vocational services to those who missed such markers into adulthood while incarcerated. Such efforts might establish shorter and more useful periods of supervision.

Timeline for Implementation

Years 1 – 2: Research, convene stakeholders, transmit Strategic Plan

Year 3: Mayor works with elected officials and authorities on statutory and regulatory practices for full authority over emerging adults; hires emerging adult coordinator who begins operationalizing plan

Year 4: Multiple pilots implemented/existing programs expanded through budget and appropriations – housing, diversion, employment, education, and family support

Year 5: Continue programming, develop evaluations

Year 6+: Continue to innovate and expand efforts resulting in positive outcomes; address and improve other interventions⁷.

⁷ Id. at 61.

Recommendations

- Anyone sentenced under the DC YRA should remain in DC DOC custody until the completion of their DC YRA sentence.
- The Mayor's Office must provide sufficient funding for the implementation of the YRA Strategic Plan.

Conclusion

For DC YRA offenders to reap the full benefits of this new strategic plan, adequate funding and offender placement within the District of Columbia are required. The statute dictates that those who fall within the parameters of the YRA shall be provided treatment, facilities, services, and care, where they can receive workforce training, education, and protection. Currently, those who are sentenced under the YRA are sent to BOP facilities where they do not have access to any of the strategies discussed in JPI's Strategic Plan. Instead, those individuals receive the same minimal programming as the general BOP population, as opposed to tailored programs that are suitable to the population at their stage of development. Due to jurisdictional limitations, the District of Columbia does not have direct enforcement power over the BOP, so the most effective method for providing these statutorily mandated services requires the YRA population to remain within the jurisdiction of the District of Columbia.