



Facility Inspection Report Issued By The Minnesota Department of Corrections Pursuant to MN Statute 241.021, Subdivision 1

Inspection and Enforcement Unit, 1450 Energy Park Drive, Suite 200, St.Paul MN 55108
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INSPECTION DETAILS FOR:

Benton County Jail

Address: 581 Hwy 23, PO BOX 159, Foley, MN 56329

MN Governing Rule: 2911 Local Adult Detention Facilities

Inspection Type: Biennial **Inspected By:** Chris Thoma – Detention Facility Inspector **Inspected on:** 06/17/2020

Inspection Method: Facility tour, staff and resident interviews, employee and resident file reviews, and related documentation reviews.

Officials Present During Inspection: Assistant Jail Administrator Todd Mastey; Captain Susan Johnson

Officials Present for Exit Interview: Assistant Jail Administrator Todd Mastey; Captain Susan Johnson; Sheriff Troy Heck

Issued Inspection Report to: Captain Susan Johnson; Sheriff Troy Heck; County Administrator Monty Headley; Regional Manager Sherry Hill

RULE COMPLIANCE SUMMARY

Rule Chapter	Requirement Type	Total Applicable	Total Compliance	Total Non Compliance	Total Compliance With Concerns	Compliance Rating	Substantial Compliance Result/Criteria
2911	Mandatory	126	124	0	2	100.00%	Compliance rating of 100%
2911	Essential	102	102	0	0	100.00%	Compliance rating of 90%

TERMS OF OPERATION

Authority to Operate: approval **Begins On:** 07/01/2020 **Ends On:** 06/30/2022 **Facility Type:** Jail
Placed on Biennial Status: Yes **Biennial Status Annual Compliance Form Due On:** 06/30/2021
Delinquent Juvenile Hold Approval: 6 hrs **Certificate Holder:** Benton County Sheriff's Office
581 Highway 23
Foley, MN 56329

Special Conditions: None.

Approved Capacity Details **Operational Capacity is calculated as a percent of Approved Capacity beds.*

Bed Type	Gender	Approved Capacity	%Operating Capacity	Operational Capacity	Bed Details	Conditions
Secure	Coed	102	95	96.90	None.	None.

RULE COMPLIANCE DETAILS

Chapter 2911 - Mandatory Rules In Compliance With Concerns**Total: 2**

1. 2911.5000 POST ORDERS; FORMAL INMATE COUNT; WELL-BEING CHECKS. Subpart 5. Well-being.

A facility shall have a system providing for well-being checks of inmates. A written policy and procedure shall provide that all inmates are personally observed by a custody staff person at least once every 30 minutes. Thirty-minute checks should be staggered. If a well-being check does not occur due to an emergency, it must be documented in the jail log and have supervisory review and approval. More frequent observation is required for those inmates of a special need classification who may be harmful to themselves. Examples of inmates of a special need classification include those classified as potentially suicidal, or as mentally ill, or those experiencing withdrawal from drugs or alcohol.

Inspection Findings:

The well-being checks reviewed were all within the required 30 minute time frame. However, the pace of some of the well-being checks were too fast.

Corrective Actions:

Ensure the pace of well-being checks is slow enough that officers are able to determine if an inmate is in distress.

Response Needed By:

2. 2911.6500 STORAGE. Subpart 2. Refrigeration.

Medication requiring refrigeration shall be refrigerated and secured and the temperature checked daily. There must be separate refrigeration for medications only.

Inspection Findings:

The facility has a dedicated medical refrigerator and the temperature is being checked daily. However, the thermostat is not working properly.

Corrective Actions:

The facility has already ordered a replacement thermostat for the medical refrigerator.

Response Needed By:

INSPECTION COMMENTS

The Benton County Jail continues to operate at a high level of compliance with the Chapter 2911 rules.

Programming:

The facility has a robust inmate programs schedule providing inmates with education, substance abuse, religious and recreation programs. The Program staff is very passionate about educating and providing resources to inmates.

Training:

Due to the COVID-19 Pandemic, training for all staff is lacking. As the pandemic subsides, the facility should endeavor to reach the minimum requirements for annual training hours and utilize video or online training where appropriate.

S3:

During the inspection, clarification was given on the proper reporting of mental health referrals in S3. The facility uses the BJMHS standard questions but has been reporting under the CMHS-MW section in S3. In addition the facility should only report those inmates that are referred based on the answers to the eight questions in the BJMHS.

Physical Plant:

The jail intake area lacks the ability to separate inmates upon intake. There are not an adequate number of individual holding cells for the volume of intakes. Group holding cells are often used by individual inmates. There is also a lack of storage space available for inmate property.

Conversations regarding the remodel of the intake area have taken place but no action has been taken. It is recommended that the elected officials of Benton County start planning for the long term operational needs of the facility.

It is clear that Administration takes pride in a clean and well maintained facility. This was also confirmed with preventative maintenance documentation during the inspection.

The Benton County Jail will remain on biennial inspection status. The next on-site inspection will occur approximately June of 2022.

JJDP A Compliance

On June 17, 2020, a Juvenile Justice and Delinquency Prevention Act (JJDP A) audit was conducted. The facility is authorized to hold a delinquent juvenile up to 6 hours. There are three core requirements that are looked at during our facility review. Those core requirements are Deinstitutionalization of Status Offenders (DSO), Removal of Juveniles for Adult Jail and Adult Lockups (Jail Removal), and Sight and Sound separation.

According to facility records, the Benton County Jail held or processed one juvenile between October 1, 2019 and the day of the inspection. Juveniles are typically processed outside the secure perimeter.

DSO: I did not find any violations of the facility holding status offenders in the jail. The juvenile brought into the facility was indeed there for a delinquent offense.

Jail Removal: Files and Statewide Supervision System data indicate that any juveniles brought into the jail are removed well within the 6 hour time frame allowed by the JJDP A.

Sight and Sound Separation: The facility design and policies allow for proper sight and sound separation. This includes the route taken to Court holding. Policies and the court schedule also indicate proper sight and sound separation are maintained.

The facility does not participate in any "Scared straight" programs for any youth that are under public authority.

Based on the documentation that I reviewed, I did not find any violations of the JJDP act during the Benton County inspection.

Report completed By: Chris Thoma – Detention Facility Inspector

Signature:

