



# 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  
Telephone: 651-361-7146 Fax: 651-642-0314 Email: ie-support.doc@state.mn.us

## 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:** Jen Pfeifer – Detention Facility Inspector **Inspected on:** 08/10/2016 to 08/15/2016

**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; 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	126	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:** 07/01/2016 **Ends On:** 06/30/2018 **Facility Type:** Jail  
**Placed on Biennial Status:** Yes **Biennial Status Annual Compliance Form Due On:** 06/30/2017  
**Delinquent Juvenile Hold Approval:** 6 hrs **Certificate Holder:** Benton County Sheriff's Department  
**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.

### Variances

NONE

## RULE COMPLIANCE DETAILS

**Chapter 2911 - Mandatory Rules In Compliance With Concerns****Total: 2****1. 2911.5450 DANGEROUS MATERIALS.**

A facility shall have a written policy and procedure that specifies that materials dangerous to either security or safety shall be properly secured. Storage and use of flammable, toxic, and caustic materials must be in accordance with all applicable laws and regulations of governing jurisdictions. The policy must cover control and use of tools and culinary and medical equipment.

**Inspection Findings:**

It appears that one of the chemicals that the inmates have access to has a very high rating for the damage it may cause to the skin and eyes. This chemical is used by the inmates and the staff.

**Corrective Actions:**

**It is recommended that the facility use a chemical which is safe for both staff and inmates to use.**

**Response Needed By:****2. 2911.6600 DELIVERY. Subpart 16. Keep-on-person medications.**

There shall be a policy and procedure for keep-on-person medications that provides for: A. medications identified and approved by the health authority as appropriate for self-administration and storage in an inmate's cell; B. procedures for an inmate's overdose of the medication; C. consequences if too much medication is found in the inmate's possession; D. how the distribution of medications under this subpart is going to be documented; and E. nonprescription medications, if any, that are available to inmates through vending machines or commissary. Keep-on-person medications shall be documented for each inmate.

**Inspection Findings:**

Letter A. is not addressed in policy. This is new language in the updated 2911 rule, which was enacted in December 2013.

**Corrective Actions:**

**Although Letter A is addressed within the medical policies of Mend, it is recommended that it be added to the Lexipol Policy and Procedure Manual for the facility.**

**Response Needed By:****INSPECTION COMMENTS**

The Benton County Jail continues to operate at a very high level of compliance with the Chapter 2911 rules that govern adult detention facilities. It is obvious that staff are very diligent in facility operations.

The facility appeared very clean and well maintained. Facility atmosphere appeared very positive. There appears to be a great deal of preventative maintenance, which was confirmed by facility administration, and by documentation that was reviewed during my inspection visit.

Due to the continued high compliance rating of Benton County jail, the facility will remain on biennial inspection status. The next on-site inspection will occur approximately June of 2018.

**JJDPA Compliance**

On August 10, 2016, a Juvenile Justice and Delinquency Prevention Act (JJJPA) audit was conducted. The facility is authorized to hold a delinquent juvenile up to 6 hours, as set forth in the JJJPA. 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.

DSO: I did not find any violations of the facility holding status offenders in the jail. Upon review of the files, indication was that children that were brought into the facility were indeed there for delinquent offenses.

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

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: Jen Pfeifer – Detention Facility Inspector

Signature: \_\_\_\_\_

*Jennifer Pfeifer*