

TEXAS COMMISSION ON JAIL STANDARDS *File*

EXECUTIVE DIRECTOR
Brandon S. Wood



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Coleman

October 5, 2022

The Honorable Billy Bledsoe
Coleman County Judge
100 W. Live Oak Street, Ste. 102
Coleman, TX 76834

and


Sheriff Les Cogdill
Coleman County Sheriff
965 U.S. 283 North
Coleman, TX 76834

Dear Judge Bledsoe and Sheriff Cogdill,

Pursuant to the provisions of V.T.C.A. Government Code, Section 511.011 and Title 37, Texas Administrative Code (Chapter 297, Section 5, Texas Minimum Jail Standards), you are hereby notified that the jail in your county fails to comply with minimum standards established under V.T.C.A. Local Government Code, Chapter 351, and the rules of this Commission, and that appropriate corrective measures must be initiated. A reasonable completion date for corrective measures should be set. Failure to initiate appropriate corrective action may cause a remedial order to be issued and enforced, or other appropriate action taken. **In accordance with Chapter 297, Section 6, Texas Minimum Jail Standards, please notify this agency in writing within thirty (30) days of receipt of this notice as to actions initiated.**

The attached page(s) indicate minimum standards violated, corrective measures required, and date by which corrective measures must be initiated. Please reference the Inspection Requirements Review and Jail Inspection Report issued on September 28, 2022, detailing the specific issues that resulted in the issuance of this notice of non-compliance.

Issued this 5th day of October 2022
Texas Commission on Jail Standards

By  _____
Brandon S. Wood, Executive Director

BW/cw

Judge Bill Stoudt, Longview, Chair
Dr. Esmail Porsa, M.D., Parker, Vice-Chair
Ross Reyes, Melissa

Sheriff Kelly Rowe, Lubbock
Sheriff Raul "Pinky" Gonzales, Refugio
Patricia M. Anthony, Garland

Commissioner Ben Perry, Waco
Duane Lock, Southlake
Monica McBride, Alpine

TEXAS COMMISSION ON JAIL STANDARDS - INSPECTION REQUIREMENTS REVIEW



Jason Jouett, TCJS Inspector

Facility Name: Coleman County Jail

Date:

September 28, 2022

Chapter	Title	Comments
259	New Construction	Conducted a walk through inspection of the facility.
261	Existing Construction	Not applicable.
263	Life Safety	Inspected life safety equipment and conducted and observed emergency drill. Reviewed documentation. Conducted staff interviews. Deficiencies noted. See report - Technical assistance noted - 1.) During the review of quarterly fire prevention documentation, it was determined an inspection has not been conducted by staff since April 12, 2021. It was also determined the local fire official last inspected the facility on September 27, 2021 and will not be available to conduct an inspection until September 30, 2022. Staff were reminded of the importance of having all life safety inspections completed in accordance with minimum jail standards. Follow-up required - Staff will scan and email this inspector quarterly fire prevention documentation for the next 2 quarters. Staff will scan and email this inspector a copy of the local fire official inspection as soon as it is completed. 2.) On the day of inspection, the fire panel was in trouble mode and would not reset to normal mode. The alarm company was notified and the trouble could not be cleared prior to the conclusion of the inspection. Staff were reminded to ensure that all life safety equipment is maintained. Follow-up required - Staff will scan and email this inspector documentation and a photograph indicating the fire panel has been repaired and back in "Normal Mode".
265	Admission	Reviewed a random sample of 4 inmate files. Interviewed staff. Reviewed policy. Deficiency noted. See report - Technical assistance noted - During the review of the VRSS documentation, it was determined that the administration has not conducted an upload since December 29, 2021. The administration was reminded that minimum standards states that each sheriff shall maintain a log of positive VRSS returns with identifying prisoner number and whether a referral card was issued to the identified veteran prior to his or her release. If a referral card was not issued, a reason shall be provided on the log. Follow-up required - Staff will scan and email this inspector the completed VRSS logs for the next 30 to 90 days.
267	Release	Reviewed a random sample of 4 inmate files. Interviewed staff.
269	Records/Procedures	Reviewed policy and documentation. Interviewed staff and reviewed ADA compliance evaluation.
271	Classification	Reviewed a random selection of 4 inmate files. Reviewed staff training records. Reviewed internal classification audits. Reviewed policy. Interviewed staff.
273	Health Services	Reviewed a random selection of 4 files. Interviewed staff and inmates. Reviewed training records. Reviewed policy.
275	Supervision	Reviewed a random selection of 12 officer TCOLE certification records. Reviewed officer documentation. Interviewed staff. Deficiency noted. See report - Technical assistance noted - During the review of TCOLE Jailer's licenses, it was determined Jerry Dawson PID# 228442 did not have a Temporary Jailers License as required by minimum jail standards. Upon further investigation it was determined Mr. Dawson began working as a Telecommunicator in the control room on September 27, 2021. At the Coleman County Jail telecommunicators must be dual certified, as they perform the functions of a Jailer by opening doors and answering inmate intercoms. This inspector verified through TCLEDDS that Mr. Dawson obtained a Temporary Jailers License in 1997, therefore TCOLE will not grant a second temporary license. It was explained to staff, Mr. Dawson could not work in the capacity of a Jailer without a permanent Jailer's License. Staff were instructed to ensure that a temporary jailers license is listed in TCLEDDS prior to allowing a jailer to begin work. Follow-up required - Staff will notify this inspector when or if Mr. Dawson obtains a permanent jailers license.
277	Personal Hygiene	Conducted a facility walk through. Reviewed facility schedule.
279	Sanitation	Conducted a facility walk through. Interviewed staff and inmates. Reviewed policy.
281	Food Service	Conducted walk through inspection in kitchen area. Interviewed staff. Reviewed documentation.
283.1	Discipline	Reviewed 4 disciplinary hearing records. Interviewed staff and inmates. Reviewed policy. Reviewed inmate rules.

TEXAS COMMISSION ON JAIL STANDARDS - INSPECTION REQUIREMENTS REVIEW

283.3	Grievance	Reviewed 20 inmate grievance/complaints. Reviewed policy. Interviewed staff and inmates.
285	Exercise	Walk through of exercise area conducted. Reviewed documentation. Interviewed staff and inmates.
287	Education/Library	Reviewed policy and schedule. Interviewed staff and inmates.
289	Work Assignments	Reviewed policy and schedule. Interviewed staff and inmates.
291.1	Telephone	Reviewed policy and schedule. Interviewed staff and inmates.
291.2	Correspondence	Reviewed policy and schedule. Interviewed staff and inmates.
291.3	Commissary	Reviewed policy and schedule. Interviewed staff and inmates.
291.4	Visitation	Reviewed policy and schedule. Interviewed staff and inmates.
291.5	Religious Practices	Reviewed policy and schedule. Interviewed staff and inmates.
xxx	Variances	Not applicable.
xxx	Remedial Orders	Not applicable.
xxx	Complaints	Not applicable.
xxx	CCQ	Inquiries are submitted upon intake with an immediate response. Record is to be maintained in the inmates medical file.

RECEIVED
SEP 30 2022

TEXAS COMMISSION
ON JAIL STANDARDS

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NOTICE OF NON-COMPLIANCE COLEMAN COUNTY JAIL

October 5, 2022

Please reference the Inspection Requirements Review and Jail Inspection Report issued on September 28, 2022, detailing the specific issues that resulted in the issuance of this notice of non-compliance.

Minimum Standards Violated:	Corrective Measure Required	Date Corrective Action Must Be Completed
263.42	<p>Each facility, after consultation with the local fire department or Texas Commission on Fire Protection, shall have and implement a written plan, approved by the Commission on Jail Standards, for fire prevention and a fire hazard inspection checklist which shall be evaluated no less than each calendar quarter. The facility shall be inspected annually by a local fire official who is certified by the Texas Commission on Fire Protection or who meets the alternative criteria provided in Government Code 419.909 and shall pass the inspection.</p> <p>During the review of quarterly fire prevention documentation, it was determined an inspection has not been conducted by staff since April 12, 2021. It was also determined the local fire official last inspected the facility on September 27, 2021, and will not be available to conduct an inspection until September 30, 2022.</p>	Upon receipt of this notice.
263.55	<p>All life safety equipment shall be inspected, maintained, and tested by persons qualified to do so (whether under vendor contract, by state or private agency or otherwise) in order that such equipment shall be safe, secure, and fully operative at all times.</p> <p>On the day of inspection, the fire panel was in trouble mode and would not reset to normal mode. The alarm company was notified and the trouble could not be cleared prior to the conclusion of the inspection.</p>	Upon receipt of this notice.

Judge Bill Stoudt, Longview, Chair
Dr. Esmail Porsa, M.D., Parker, Vice-Chair
Ross Reyes, Melissa

Sheriff Kelly Rowe, Lubbock
Sheriff Raul "Pinky" Gonzales, Refugio
Patricia M. Anthony, Garland

Commissioner Ben Perry, Waco
Duane Lock, Southlake
Monica McBride, Alpine

265.13(a)

Each sheriff/operator shall investigate and verify the veteran status of each prisoner by using data made available from the Veterans Reentry Search Service (VRSS) operated by the United States Department of Veteran Affairs or similar service.

During the review of the VRSS documentation, it was determined that the administration has not conducted a VRSS upload since December 29, 2021.

Upon receipt of this notice.

275.2

Personnel employed or appointed as jailers of county jails or personnel appointed, employed, or assigned to directly supervise jailers shall be licensed as per the requirements of the Texas Commission on Law Enforcement under the provisions of Part 7 of this title.

During the review of TCOLE Jailer's licenses, it was determined Jerry Dawson PID# 228442 did not have a Temporary Jailers License as required by minimum jail standards. Upon further investigation it was determined Mr. Dawson began working as a Telecommunicator in the control room on September 27, 2021. At the Coleman County Jail telecommunicators must be dual certified, as they perform the functions of a Jailer by opening doors and answering inmate intercoms. This inspector verified through TCLEDDS that Mr. Dawson obtained a Temporary Jailers License in 1997, therefore TCOLE will not grant a second temporary license. It was explained to staff, Mr. Dawson could not work in the capacity of a Jailer without a permanent Jailer's License.

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