

# TEXAS COMMISSION ON JAIL STANDARDS

File

EXECUTIVE DIRECTOR  
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Lynn

September 12, 2022

The Honorable Mike Braddock  
Lynn County Judge  
P. O. Box 1167  
Tahoka, TX 79373

and


Sheriff Wanda Mason  
Lynn County Sheriff  
810 Lockwood St.  
Tahoka, TX 79373-5075

Dear Judge Braddock and Sheriff Mason,

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 9, 2022, detailing the specific issues that resulted in the issuance of this notice of non-compliance.

Issued this 12th day of September 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: Lynn County Jail

Date:

September 9, 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. <b>Technical assistance provided - During the review of life safety equipment, the fire panel was found to be in trouble mode. Firetrol Protection Services was able to come onsite and clear the trouble alarm while this inspector was still onsite. The issue was determined to be a defective detection head. The system was tested by this inspector and was shown to perform as designed. No follow</b>
265	Admission	Reviewed a random sample of 10 inmate files. Interviewed staff. Reviewed policy.
267	Release	Reviewed a random sample of 2 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 10 inmate files. Reviewed staff training records. Reviewed internal classification audits. Reviewed policy. Interviewed staff. <b>Technical assistance provided - During the review of inmate classification files, it was determined that inmates were classified incorrectly on 2 occasions. Neither classification resulted in an inmate being housed incorrectly. Both mistakes were corrected while this inspector was still onsite. This did not appear to be a systemic issue within the classification system. While all jailers have completed the 4 hours of classification training required by minimum standards, this inspector recommended that all jail staff complete refresher classification training. Follow-up required - Staff will scan and email this inspector all initial classification every Friday for the next 60 days. Any discrepancies noted may result in an additional notice of non-compliance being issued. Staff will scan and email this inspector documentation indicating that staff have received classification training by October 31, 2022.</b>
273	Health Services	Reviewed a random selection of 10 files. Interviewed staff and inmates. Reviewed training records. Reviewed policy. <b>Deficiency noted - see report. Technical assistance provided - During the review of inmate Suicide and Medical/Mental/Developmental Impairments screening forms, it was determined that there were discrepancies noted on 9 of 10 forms reviewed. Issues included: staff not completing the form in it's entirety, and staff not documenting proof that the magistrate was notified within 12 hours - in accordance with CCP 16.22. It should be noted that, in all cases, the magistrate was notified. However, the magistrate notification did not detail the reason on the form. It was also noted on a few occasions, that the supervisor and medical were not notified in accordance with the form. Staff were advised to immediately conduct training with all staff to include the liability associated with mistakes occurring on the Suicide and Medical/Mental/Developmental Impairments screening forms. Staff were advised to correct these issues immediately. Follow-up required - Staff will notify this inspector when the training has been conducted. Staff will scan and email this inspector all completed Suicide and Medical/Mental/Developmental Impairments screening forms every Friday for the next 30-90 days. Any issues noted during the review may result in a longer period of non-compliance for the facility.</b>
275	Supervision	Reviewed random sample of 12 officer TCOLE certification records. Reviewed officer documentation. Interviewed staff.
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 10 disciplinary hearing records. Interviewed staff and inmates. Reviewed policy. Reviewed inmate

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**TEXAS COMMISSION ON JAIL STANDARDS - INSPECTION REQUIREMENTS REVIEW**

283.3	Grievance	Reviewed 10 inmate grievance/complaints. Reviewed policy. Interviewed staff and inmates. <u>assistance provided</u> - During the review of grievances it was discussed the facility recently received new inmate tablets through Sterling Commissary. It was determined the first grievances printed after the system was installed indicated the date staff gave an initial response to the inmate, regarding the grievance. After review of newer grievances, the date was no longer stamped on the grievance form which had been printed. The printout indicated staff had provided a response but the date was missing. Staff were advised to contact Sterling Commissary and correct the issue. <u>Follow-up required</u> - Staff will advise this inspector when the issue has been corrected. Staff will scan and email this inspector every Friday for the next 30-60 days, all grievances received for the week. Any issues determining the grievances are not being answered by the time lines established in minimum standards, may result in an additional notice of non-compliance being issued.
285	Exercise	Walk through of exercise area conducted. Reviewed documentation. Interviewed staff and inmates. <u>Technical assistance provided</u> - During the review of inmate recreation documentation and records, it was discussed the facility recently received a new JMS system through Kologick. It was determined that while recreation is being noted 3 times per week in accordance with minimum jail standards, staff are confusing the "Yes" or "No" check box for "attended" or "refused" recreation. Ending times are not always being documented in the system when staff enter inmate recreation times. It should be noted during the walk through portion of the inspection, all inmates were interviewed and no complaints were received when asked if they received 1 hour of recreation time, 3 times per week. Staff were advised to immediately conduct training with staff regarding the entering of recreation time into the JMS system. <u>Follow-up required</u> - Staff will advise this inspector when the training has been conducted. Staff will scan and email this inspector every Friday, recreation logs completed for the week. Any issues noted during the review, may result in an additional notice of non-compliance being issued.
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	All required personnel are trained and certified with the CCQ system and inquiries are being performed on all inmates at intake.

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## NOTICE OF NON-COMPLIANCE LYNN COUNTY JAIL

September 12, 2022

Please reference the Inspection Requirements Review and Jail Inspection Report issued on September 9, 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
273.5(c)(1)	<p>Mental Health/Intellectual and Developmental Disabilities History Check. Each jail shall: maintain documentation to be available at the time of inspection showing that information for each inmate designated in paragraph (1) of this subsection was submitted for CCQ/IDD system checks, to include notification to the magistrate and the Local Mental Health Authority or Local Intellectual and Developmental Disabilities Authority as per CCP 16.22(a)(1).</p> <p><b>During the review of inmate Suicide and Medical/Mental/Developmental Impairments screening forms, it was determined on 9 of 10 forms reviewed, there were discrepancies noted. Staff were not documenting proof the magistrate was notified within 12 hours in accordance with CCP 16.22.</b></p>	<b>Upon receipt of this notice.</b>

Judge Bill Stoudt, Longview, Chair  
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Ross Reyes, Melissa

Sheriff Kelly Rowe, Lubbock  
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