

TEXAS COMMISSION ON JAIL STANDARDS

File

EXECUTIVE DIRECTOR
Brandon S. Wood



P.O. Box 12985
Austin, Texas 78711
Voice: (512) 463-5505
Fax: (512) 463-3185
Agency Website: <http://www.tcjs.state.tx.us>
E-mail Address: info@tcjs.state.tx.us

Maverick

September 26, 2022

The Honorable David Saucedo
Maverick County Judge
500 Quarry Street #3
Eagle Pass, TX 78852

and

Sheriff Tom Schmerber
Maverick County Sheriff
1051 Balboa Jones Memorial HWY 57
Eagle Pass, TX 78852

Dear Judge Saucedo and Sheriff Schmerber,

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 21, 2022, detailing the specific issues that resulted in the issuance of this notice of non-compliance.

Issued this 26th 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

"The Commission on Jail Standards welcomes all suggestions and will promptly respond to all complaints directed against the agency or any facilities under its purview".
To empower local government to provide safe, secure and suitable local jail facilities through proper rules and procedures while promoting innovative programs and ideas

TEXAS COMMISSION ON JAIL STANDARDS - INSPECTION REQUIREMENTS REVIEW

Martin P. Arnold

Martin P. Arnold, TCJS Inspector

Facility Name: Maverick Co. Jail - Tom Bowles Detention Facility

Date: September 21, 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. Technical assistance provided - 1) During the inspection of the fire panel, it was discovered that the system was indicating a trouble alarm. Jail Administration provided documentation that shows the vendor has been contacted and the necessary parts are on order. Repairs are estimated to be complete in October 2022. Furthermore, the facility staff is conducting a fire watch. It should be noted that during the last comprehensive inspection, the panel was also in trouble but was repaired and inspected. Follow-up required - Jail Administration will provide this inspector documentation showing the repairs and inspection no later than October 31, 2022. 2) Technical assistance provided - Jail Administration advised that one of the two generators is under repair and will be completed on September 22, 2022. Follow-up required - Jail Administration will provide this inspector documentation showing the repairs have been completed within 14 days.
265	Admission	Reviewed a random sample of 12 inmate files. Interviewed staff. Reviewed policy.
267	Release	Reviewed a random sample of inmate 5 files. Interviewed staff.
269	Records/Procedures	Reviewed policy and documentation. Interviewed staff and reviewed ADA compliance evaluation.
271	Classification	Reviewed a random selection of 12 inmate files. Reviewed staff training records. Reviewed internal classification audits. Reviewed policy. Interviewed staff. Technical Assistance Provided . While reviewing inmate classification records, three inmates were found to be misclassified but housed correctly. Jail Administration was advised and corrected the errors. This inspector recommended that all officers responsible for classifying inmates to re-train in objective classification. Follow-up required - Jail Administration will submit random classifications of newly admitted inmates on Friday each week for the next 30-90 days.
273	Health Services	Reviewed a random selection of 12 files. Interviewed staff and inmates. Reviewed training records. Reviewed policy. Technical assistance provided - During review of inmate files, the suicide/IDD screening, magistrate notification, and CCQ were being kept in the booking file without being securely separated. This inspector recommended either to place the documents in an envelop within the booking file or keep separate in the corresponding medical file. Jail Administration remedied the issue while inspector was still on-site. No follow-up required .
275	Supervision	Reviewed a random selection of 20 officer TCOLE certification records. Reviewed officer documentation. Interviewed staff. Deficiency noted; see report . Technical assistance provided - Review of staffing records and staff interviews revealed that the facility was not maintaining the 1:48 officer to inmate ratio as required by minimum standards for approximately 3 weeks. Jail Administration advised that they are awaiting responses from TCOLE on 3 applicants to maintain the required staffing level. It was recommended to Jail Administration that the use of jail certified field deputies could be a viable solution until the positions are filled by certified jailers. Furthermore, reduction in inmates would also help meet the required ratio. Follow-up required - Jail Administration will submit a plan of action as to the steps to be taken to meet the 1:48 ration as well as a projected timeline to completion. The plan of action shall be submitted no later than 30 days from the receipt of the letter of non-compliance.
277	Personal Hygiene	Conducted a facility walk through. Reviewed facility schedule.
279	Sanitation	Conducted a facility walk through. Interviewed staff and inmates. Reviewed policy.

RECEIVED
SEP 22 2022

TEXAS COMMISSION
ON JAIL STANDARDS

TEXAS COMMISSION ON JAIL STANDARDS - INSPECTION REQUIREMENTS REVIEW

281	Food Service	Conducted walk through inspection in kitchen area. Interviewed staff. Reviewed documentation. Technical assistance provided.
283.1	Discipline	Reviewed 20 disciplinary hearing records. Interviewed staff and inmates. Reviewed policy. Reviewed inmate rules.
283.3	Grievance	Reviewed 13 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	CCQ inquiries are being submitted through TLETS as required.

RECEIVED
SEP 22 2022

TEXAS COMMISSION
ON JAIL STANDARDS

TEXAS COMMISSION ON JAIL STANDARDS

EXECUTIVE DIRECTOR
Brandon S. Wood



P.O. Box 12985
Austin, Texas 78711
Voice: (512) 463-5505
Fax: (512) 463-3185
<http://www.tcjs.state.tx.us>
info@tcjs.state.tx.us

NOTICE OF NON-COMPLIANCE MAVERICK COUNTY JAIL

September 26, 2022

Please reference the Inspection Requirements Review and Jail Inspection Report issued on September 7, 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
275.4	Inmates shall be supervised by an adequate number of jailers to comply with state law and this chapter. One jailer shall be provided on each floor of the facility where 10 or more inmates are housed, with no less than 1 jailer per 48 inmates or increment thereof on each floor for direct inmate supervision. Staffing level documentation revealed that only 4 officers were utilized on the night shift for approximately 3 weeks to supervise 193 or more inmates.	Upon receipt of this notice.

Judge Bill Stoudt, Longview, Chair
Dr. Esmaeil 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

"The Commission on Jail Standards welcomes all suggestions and will promptly respond to all complaints directed against the agency or any facilities under its purview".
To empower local government to provide safe, secure and suitable local jail facilities through proper rules and procedures while promoting innovative programs and ideas