



# Office for Civil Rights and Civil Liberties

## Summary of CRCL's Recommendations and ICE's Response *Moshannon Valley Processing Center*

On May 22, 2023, U.S. Immigration and Customs Enforcement (ICE) responded to a *Key Civil Rights Findings and Recommendation Memorandum* issued in November 2022 by the Office for Civil Rights and Civil Liberties (CRCL) that followed an onsite spot check investigation at the Moshannon Valley Processing Center (Moshannon). ICE concurred with nine recommendations, partially concurred with seven, and non-concurred with 13.

### Background

In April 2022, CRCL received allegations involving conditions of detention for noncitizens at Moshannon. CRCL subsequently reviewed Daily Detainee Assault Reports for the facility and identified numerous additional reports of alleged use of force incidents and sexual assaults since the facility began housing noncitizens in November 2021. As a result of this review, CRCL conducted an onsite spot check investigation at Moshannon in August 2022 that was focused on the facility's response to use of force incidents and sexual assault allegations. CRCL's investigation also covered conditions of detention generally.

### Findings and Recommendations

On November 8, 2022, CRCL issued ICE a *Key Civil Rights Findings and Recommendation Memorandum* based on its investigation conducted with the assistance of a contract subject matter expert. The memo included 29 recommendations related to conditions of detention generally. The following highlights the top three findings and actions that ICE agreed to take as a result of CRCL's recommendations.

#### **Use of Force**

CRCL found that After-Action Reviews following use of force incidents neither identified nor addressed unsafe and avoidable takedown techniques. ICE agreed to continue training staff on proper takedown techniques. ICE also agreed to review all use of force incidents captured on video to identify areas for improvement when handling noncitizens who are either injured or claiming injury.

#### **Prison Rape Elimination Act (PREA)**

CRCL identified camera blind spots in certain areas of the facility that hindered sufficient supervision and observation. ICE agreed to review cost assessments for additional camera coverage. CRCL also found that facility staff involved with PREA matters did not have sufficient training. ICE agreed to provide the facility's Prevention Against Sexual Assault Coordinator specialized PREA and Sexual Abuse and Assault Prevention Intervention (SAAPI) training and the facility's investigators with SAAPI/PREA investigator training.

#### **Language Access**

CRCL found that facility staff sometimes relies on noncitizens to translate and interpret when a proficient staff member is not available. ICE agreed to remind staff of the availability of language line interpretation services and to avoid using other noncitizens for translation and interpretation.

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*CRCL provides the public with documents related to complaint investigations. After it is prepared and reviewed, CRCL will post a redacted version of this Expert Recommendation Memorandum on our [website](#) that will contain additional information about the complaint investigation and CRCL's findings and recommendations.*

June 23, 2023