



April 23, 2020

BY ELECTRONIC MAIL ONLY

Tim Bojanowski
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3100 West Ray Road, Suite 300
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Re: *Parsons v. Shinn* – COVID-19

Dear Tim:

We write with additional concerns regarding Defendants' response to the escalating COVID-19 outbreak in Arizona prisons.

**AMERICAN CIVIL
LIBERTIES UNION
FOUNDATION**

PLEASE RESPOND TO
NATIONAL PRISON PROJECT
915 15TH STREET, NW
7TH FLOOR
WASHINGTON, DC 20005-2112
T/202.393.4930
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WWW.ACLU.ORG

DAVID C. FATHI
DIRECTOR
ATTORNEY AT LAW*

*NOT ADMITTED IN DC:
PRACTICE LIMITED TO
FEDERAL COURTS

First, according to the April 20, 2020 Daily Count Sheet (Exhibit 1), Phoenix Reception, with a capacity of 336 beds, has a population of 423 (126% of capacity). Such crowding is dangerous in light of the COVID-19 pandemic, and is puzzling in light of Director Shinn's statement on March 30 that ADC has halted intake of new prisoners from county jails.¹ By way of comparison, on April 2, three days after Director Shinn's announcement, the population in Phoenix Reception was 261 (77% of capacity). See April 2, 2020 Daily Count Sheet (Exhibit 3). It appears that the influx of people occurred on April 16, because the daily count sheet for that day shows 243 people in Phoenix Reception, while the April 17 report shows 422. Compare April 16, 2020 Daily Count Sheet (Exhibit 4) with April 17, 2020 Daily Count Sheet (Exhibit 5).

Please state whether new intakes from the counties have, in fact, been halted. If they have, please state the last date on which ADC accepted new intakes from county jails, and please explain the cause of the sudden and recent overcrowding at the Phoenix Reception Unit.

Second, at least one patient suspected of being positive for the virus causing COVID-19 is being housed in the Phoenix-Baker Mental Health Unit (Baker

¹See Arizona Department of Corrections, Rehabilitation and Reentry COVID-19 Management Strategy Update (Mar. 30, 2020) (Exhibit 2), available at <https://corrections.az.gov/covid-19-management-updates> ("ADCRR has reached a collective agreement with Sheriffs in all 15 counties to temporarily suspend admissions of convicted persons from county jails for 21 days, followed by subsequent 21-day cycles of prudent admissions.").

Ward). An April 17 intake note by Dr. Stabinsky in the record of [REDACTED], a parole violator, reads as follows:

Seen in Sallie Port Enclosure. States has been living with some friends who have been self-quarantining but says one guy exposed to someone who tested positive for COVID-19. Says he went outside for a little while and got arrested. C/O dry cough and feeling feverish at night. Not much congestion. ... Due to patient's story (which may well be just because he wanted PD to take him to the hospital and not to prison), I have tested him for Covid-19, and he will be placed on quarantine for flu-like symptoms.

Mr. [REDACTED] was moved to Baker Ward later on April 17, where he remains as of today.

The placement of a patient suspected of having COVID-19 in Baker Ward is especially troubling in light of the fact that Baker Ward, with a capacity of 48, held 62 patients as of April 20 (129% of capacity). Again, it appears that this influx occurred on April 16, as on that date there were only 9 patients in the unit, and on April 17, there were 61. (*Compare Exhibit 4 with Exhibit 5*). It should be noted that the test ordered for Mr. [REDACTED] on April 17 was returned by the lab on April 21 as "unable to perform" and abnormal. A second COVID-19 test was ordered on April 22 by Dr. Stabinsky, and a sample was collected today.

Please explain why a person suspected of having COVID-19 is being housed in a mental health unit with 61 other persons. Please state whether mental health patients are still being housed in Baker Ward, alongside Mr. [REDACTED]. If class members previously housed in Baker Ward for mental health reasons have been moved to make room for people under isolation and quarantine for confirmed or suspected COVID-19, we request a list of all class members who have been moved out of Baker Ward since March 15, 2020, including the date of their transfer and the facility to which they were transferred.

Thank you for your prompt response.

Very truly yours,



David C. Fathi

cc: All counsel

EXHIBIT 1

ADC INSTITUTIONAL CAPACITY COMMITTED POPULATION

20-Apr-20		OPERATING CAPACITY							INMATE COMMITTED POPULATION AS MIDNIGHT											
Custody	UNIT	USE	RATED		TEMPORARY			S.U.	SPECIAL USE		TOTAL	RATED		TEMPORARY		TOTAL	TOTAL S.U./T.S.U.	INSIDE TOTAL	OUTSIDE TOTAL	GRAND TOTAL
			G.P.	M/MH	TOTAL	T/G.P.	T M/MH		TOTAL	G.P.		M/MH	T/G.P.	T M/MH						
CONTRACT BEDS																				
MED	CAFC - GEO	SO	1000		1000	280		1280	40		40	1000		247		1247	22	1269	2	1271
MIN	Phx. West- DWI - GEO	DUI	400		400	100		500	19		19	400		61		461	9	470	1	471
MIN	Flor. West- GEO	GP	200		200	50		250	4	4	8	200		5		205	9	214	0	214
MIN	Flor. West- DWI - GEO	DUI	400		400	100		500	10	7	17	400		38		438	7	445	1	446
MED	Kingman GEO- Huachuca	SO	1400		1400	108		1508	73		73	1400		16		1416	66	1482	3	1485
MIN	Kingman GEO- Cerbat	GP	2000		2000			2000	80		80	1634				1634	80	1714	9	1723
MIN	Marana - MTC	GP	500		500			500	7		7	433				433	9	442	4	446
MED	Red Rock- GP- CCA	GP	2000		2000	24		2024				1911		0		1911		1911	30	1941
	Red Rock Det- CCA	DET							78		78						41	41		41
TOTAL CONTRACT			7900	0	7900	662	0	8562	311	11	322	7378	0	367	0	7745	243	7988	50	8038
TOTAL IN-STATE			29947	1075	31022	5446	111	36579	1026	489	1515	27331	907	3815	96	32149	1174	33323	299	33622
TOTAL CONTRACT			7900	0	7900	662		8562	311	11	322	7378	0	367	0	7745	243	7988	50	8038
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34709	907	4182	96	39894	1417	41311	349	41660
TOTAL STATE MALE			25740	973	26713	5362	54	32129	998	469	1467	23327	847	3746	60	27980	1156	29136	238	29374
TOTAL CONTRACT MALE			7900	0	7900	662	0	8562	311	11	322	7378	0	367	0	7745	243	7988	50	8038
TOTAL MALE			33640	973	34613	6024	54	40691	1309	480	1789	30705	847	4113	60	35725	1399	37124	288	37412
TOTAL STATE FEMALE			4207	102	4309	84	57	4450	28	20	48	4004	60	69	36	4169	18	4187	61	4248
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34709	907	4182	96	39894	1417	41311	349	41660
STATE MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT COUNT			COMMUNITY SUPERVISION OFFENDERS									
MINIMUM CUSTODY		7753	1050	8803		7367	1436				Arizona Parole Prior TIS									
MEDIUM CUSTODY		9631	3587	13218		12904	314	Hospital			48	0	48	Interstate Parole						
CLOSE CUSTODY		7313	318	7631		6729	902	Fire Crew			0	0	0	Work Furlough						
MAXIMUM CUSTODY		1809	332	2141		1948	193	Other Work			2	34	36	Home Arrest						
RECEPTION -MAX		207	129	336		426	-90	Court			238	27	265	Truth In Sentencing (TIS)						
TOTAL		26713	5416	32129		29374	2755	Total Out			288	61	349							
CONTRACT MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT TO COURT/AGENCY BREAKDOWN			Total									
MINIMUM CUSTODY		3500	250	3750		3300	450	Apache			1	0	1	Maricopa Re-Entry Center		Sex Offender	Non-Sex Offender			
MEDIUM CUSTODY		4400	412	4812		4738	74	Cochise			0	2	2	Sanctioned		0	0			
TOTAL		7900	662	8562		8038	524	Coconino			7	0	7	Intensive Treatment		12	0			
TOTAL MALE		34613	6078	40691		37412	3279	Gila			0	0	0	Without Placement		0	0			
STATE FEMALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES				Total Maricopa Re-Entry Center									
MINIMUM CUSTODY		2382	80	2462		2426	36	Graham			0	0	0			12	0			
MEDIUM CUSTODY		1296	4	1300		1272	28	Maricopa			118	18	136	Pima Re-Entry Center		Sex Offender	Non-Sex Offender			
CLOSE CUSTODY		487	57	544		450	94	Mohave			1	1	2	Sanctioned		0	0			
RECEPTION		144	0	144		100	44	Navajo			0	0	0	Intensive Treatment		6	1			
TOTAL		4309	141	4450		4248	202	Pima			44	0	44	Without Placement		2	2			
GRAND TOTAL		38922	6219	45141		41660	3481	Pinal			0	0	0	Total Pima Re-Entry Center		8	3			
RATED/TEMP. BED VACANCY BREAKDOWN		MINIMUM	MEDIUM	CLOSE	MAXIMUM	TOTAL		Santa Cruz			2	0	2	Community Corrections Grand Total						
MALE RATED BED VACANCIES:		586	0	584	0	1170		Yavapai			6	3	9							
MALE TEMP BED VACANCIES:		1300	388	318	193	2199		Yuma			11	0	11	COUNTY JAIL INTAKE						
TOTAL MALE BED VACANCIES:		1886	388	902	193	3369		La Paz			0	0	0	County Jail Intake 04/20/20		0	0			
FEMALE RATED BED VACANCIES:		0	24	37	NA	61		Other			18	0	18	County Jail Transfers Pending		0	0			
FEMALE TEMP BED VACANCIES:		36	4	57	NA	97		Federal			30	3	33	Inside Count		37124	4187			
TOTAL FEMALE BED VACANCIES:		36	28	94	NA	158		Total Court Out			238	27	265	Outside Count		288	61			
GRAND TOTAL VACANCIES		1922	416	996	193	3527		Official Daily Count								37412	4248			

Count Sheet Changes Effective January 2019

Rated Bed Changes:
 Douglas, Maricopa Unit: Add 130 beds -will remain red-lined.
 Douglas, Eggers Unit: Add 240 beds- will be reactivated and converted to medium custody.
 Florence, North Unit: Remove 100 tent beds due to deterioration.
 Tucson, Minors Unit: Remove 5 beds for conversion to day rooms for female minors; 25 beds converted to female minors.
 Perryville, Minors Unit: Remove 10 beds from building 45 and repurpose beds to IPC unit - no change in rated bed no.

Temporary Bed Changes:
 Red Rock: Add 24 beds. Additional authorization is required to activate and fund the beds.
 Eyman, Cook Unit: add 159 beds; Eyman SMU I: add 48 beds
 Florence, Globe Unit: add 52 beds.
 Winslow, Apache Unit: add 40 beds; Winslow, Coronado Unit: add 136 beds
 Safford, Ft. Grant Unit: add 160 beds; Safford, Graham Unit: add 96 beds
 Perryville, IPC: add 5 beds; Perryville Licensed MH Unit: add 16 beds

RATED BEDS PLUS TEMPORARY BEDS = OPERATING CAPACITY (R+T=OC).

CURRENTLY THERE ARE NO FEMALE INMATES IN CONTRACT BEDS

EXHIBIT 2

ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY

COVID-19 Management Strategy Update

March 30, 2020

(PHOENIX)— As a further proactive measure to combat the potential spread of the COVID-19 virus in Arizona’s prisons, ADCRR has reached a collective agreement with Sheriffs in all 15 counties to temporarily suspend admissions of convicted persons from county jails for 21 days, followed by subsequent 21-day cycles of prudent admissions. This emergency measure was spearheaded by ADCRR Director, David Shinn, in collaboration with each Sheriff as part of ADCRR’s continued efforts to prevent the potential spread of the COVID-19 virus.

“Today is another example of how law enforcement agencies across the State are working together to prevent the spread of the COVID-19 virus while maintaining public safety,” said ADCRR Director, David Shinn. “I want to thank all 15 Sheriffs for their commitment and partnership. In particular, I also want to thank Maricopa County Sheriff Paul Penzone and Pinal County Sheriff Mark Lamb, for their exemplary leadership in this collaborative law enforcement effort.”

Currently, there are no known COVID-19 cases at any of ADCRR’s 16 prison complexes which house more than 42,000 inmates.

Get the latest information about ADCRR’s response to COVID-19 by visiting our website, <https://corrections.az.gov/>, and [@AZCorrections](#) on Twitter.

EXHIBIT 3

ADC INSTITUTIONAL CAPACITY COMMITTED POPULATION

2-Apr-20		OPERATING CAPACITY							INMATE COMMITTED POPULATION AS MIDNIGHT											
Custody	UNIT	USE	RATED		TEMPORARY		TOTAL	S.U.	SPECIAL USE		TOTAL	RATED		TEMPORARY		TOTAL	S.U./T.S.U.	INSIDE TOTAL	OUTSIDE TOTAL	GRAND TOTAL
			G.P.	M/MH	T/G.P.	T M/MH			T/S.U.	T/S.U.		G.P.	M/MH	T/G.P.	T M/MH					
CONTRACT BEDS																				
MED	CAFC - GEO	SO	1000		1000	280		1280	40		40	1000		244		1244	29	1273	2	1275
MIN	Phx. West- DWI - GEO	DUI	400		400	100		500	19		19	400		62		462	6	468	2	470
MIN	Flor. West- GEO	GP	200		200	50		250	4	4	8	200		20		220	10	230	0	230
MIN	Flor. West- DWI - GEO	DUI	400		400	100		500	10	7	17	400		60		460	5	465	0	465
MED	Kingman GEO- Huachuca	SO	1400		1400	108		1508	73		73	1400		25		1425	72	1497	3	1500
MIN	Kingman GEO- Cerbat	GP	2000		2000			2000	80		80	1682				1682	74	1756	9	1765
MIN	Marana - MTC	GP	500		500			500	7		7	452				452	7	459	1	460
MED	Red Rock- GP- CCA	GP	2000		2024	24		2024				1911		0		1911		1911	30	1941
	Red Rock Det- CCA	DET							78		78						51	51		51
TOTAL CONTRACT			7900	0	7900	662	0	8562	311	11	322	7445	0	411	0	7856	254	8110	47	8157
TOTAL IN-STATE			29947	1075	31022	5446	111	36579	1026	489	1515	27480	903	3642	93	32118	1270	33388	329	33717
TOTAL CONTRACT			7900	0	7900	662		8562	311	11	322	7445	0	411	0	7856	254	8110	47	8157
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34925	903	4053	93	39974	1524	41498	376	41874
TOTAL STATE MALE			25740	973	26713	5362	54	32129	998	469	1467	23470	843	3545	66	27924	1263	29187	250	29437
TOTAL CONTRACT MALE			7900	0	7900	662	0	8562	311	11	322	7445	0	411	0	7856	254	8110	47	8157
TOTAL MALE			33640	973	34613	6024	54	40691	1309	480	1789	30915	843	3956	66	35780	1517	37297	297	37594
TOTAL STATE FEMALE			4207	102	4309	84	57	4450	28	20	48	4010	60	97	27	4194	7	4201	79	4280
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34925	903	4053	93	39974	1524	41498	376	41874
STATE MALE		Rated Beds	Temp Beds	Total Operating Capacity	POPULATION	VACANCIES	OUT COUNT			COMMUNITY SUPERVISION OFFENDERS										
MINIMUM CUSTODY		7753	1050	8803	7634	1169				Arizona Parole Prior TIS										
MEDIUM CUSTODY		9631	3587	13218	12848	370	Hospital			Interstate Parole										
CLOSE CUSTODY		7313	318	7631	6749	882	Fire Crew			Work Furlough										
MAXIMUM CUSTODY		1809	332	2141	1942	199	Other Work			Home Arrest										
RECEPTION -MAX		207	129	336	264	72	Court			Truth In Sentencing (TIS)										
TOTAL		26713	5416	32129	29437	2692	Total Out			4445										
CONTRACT MALE		Rated Beds	Temp Beds	Total Operating Capacity	POPULATION	VACANCIES	OUT TO COURT/AGENCY BREAKDOWN			Total										
MINIMUM CUSTODY		3500	250	3750	3390	360	Apache			Maricopa Re-Entry Center										
MEDIUM CUSTODY		4400	412	4812	4767	45	Cochise			Sex Offender										
TOTAL		7900	662	8562	8157	405	Coconino			Non-Sex Offender										
TOTAL MALE		34613	6078	40691	37594	3097	Gila			Sanctioned										
STATE FEMALE		Rated Beds	Temp Beds	Total Operating Capacity	POPULATION	VACANCIES	Graham			Intensive Treatment										
MINIMUM CUSTODY		2382	80	2462	2477	-15	Greenlee			Without Placement										
MEDIUM CUSTODY		1296	4	1300	1302	-2	Maricopa			Total Maricopa Re-Entry Center										
CLOSE CUSTODY		487	57	544	474	70	Mohave			Sex Offender										
RECEPTION		144	0	144	27	117	Navajo			Non-Sex Offender										
TOTAL		4309	141	4450	4280	170	Pima			Sanctioned										
GRAND TOTAL		38922	6219	45141	41874	3267	Pinal			Intensive Treatment										
RATED/TEMP. BED VACANCY BREAKDOWN		MINIMUM	MEDIUM	CLOSE	MAXIMUM	TOTAL	Santa Cruz			Without Placement										
MALE RATED BED VACANCIES:		229	0	564	0	793	Yavapai			Total Pima Re-Entry Center										
MALE TEMP BED VACANCIES:		1300	415	318	199	2232	Yuma			Community Corrections Grand Total										
TOTAL MALE BED VACANCIES:		1529	415	882	199	3025	La Paz			5213										
FEMALE RATED BED VACANCIES:		0	0	13	NA	13	Other			COUNTY JAIL INTAKE										
FEMALE TEMP BED VACANCIES:		-15	-2	57	NA	40	Federal			Male										
TOTAL FEMALE BED VACANCIES:		-15	-2	70	NA	53	Total Court Out			Female										
GRAND TOTAL VACANCIES		1514	413	952	199	3078				Both										

Count Sheet Changes Effective January 2019

Rated Bed Changes:
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Temporary Bed Changes:
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 Winslow, Apache Unit: add 40 beds; Winslow, Coronado Unit: add 136 beds
 Safford, Ft. Grant Unit: add 160 beds; Safford, Graham Unit: add 96 beds
 Perryville, IPC: add 5 beds; Perryville Licensed MH Unit: add 16 beds

RATED BEDS PLUS TEMPORARY BEDS = OPERATING CAPACITY (R+T=OC).

CURRENTLY THERE ARE NO FEMALE INMATES IN CONTRACT BEDS

EXHIBIT 4

ADC INSTITUTIONAL CAPACITY COMMITTED POPULATION

16-Apr-20		OPERATING CAPACITY							INMATE COMMITTED POPULATION AS MIDNIGHT											
Custody	UNIT	USE	RATED		TEMPORARY			S.U.	SPECIAL USE		TOTAL	RATED		TEMPORARY		TOTAL	S.U./T.S.U.	INSIDE TOTAL	OUTSIDE TOTAL	GRAND TOTAL
			G.P.	M/MH	TOTAL	T/G.P.	T M/MH		TOTAL	G.P.		M/MH	T/G.P.	T M/MH						
CONTRACT BEDS																				
MED	CAFC - GEO	SO	1000		1000	280		1280	40		40	1000		245		1245	21	1266	2	1268
MIN	Phx. West- DWI - GEO	DUI	400		400	100		500	19		19	400		67		467	10	477	2	479
MIN	Flor. West- GEO	GP	200		200	50		250	4	4	8	200		5		205	10	215	0	215
MIN	Flor. West- DWI - GEO	DUI	400		400	100		500	10	7	17	400		45		445	5	450	1	451
MED	Kingman GEO- Huachuca	SO	1400		1400	108		1508	73		73	1400		18		1418	73	1491	4	1495
MIN	Kingman GEO- Cerbat	GP	2000		2000			2000	80		80	1637				1637	69	1706	9	1715
MIN	Marana - MTC	GP	500		500			500	7		7	440				440	9	449	3	452
MED	Red Rock- GP- CCA	GP	2000		2000	24		2024				1928		0		1928		1928	32	1960
	Red Rock Det- CCA	DET							78		78						48	48		48
TOTAL CONTRACT			7900	0	7900	662	0	8562	311	11	322	7405	0	380	0	7785	245	8030	53	8083
TOTAL IN-STATE			29947	1075	31022	5446	111	36579	1026	489	1515	27408	877	3627	68	31980	1235	33215	305	33520
TOTAL CONTRACT			7900	0	7900	662		8562	311	11	322	7405	0	380	0	7785	245	8030	53	8083
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34813	877	4007	68	39765	1480	41245	358	41603
TOTAL STATE MALE			25740	973	26713	5362	54	32129	998	469	1467	23367	819	3578	39	27803	1216	29019	240	29259
TOTAL CONTRACT MALE			7900	0	7900	662	0	8562	311	11	322	7405	0	380	0	7785	245	8030	53	8083
TOTAL MALE			33640	973	34613	6024	54	40691	1309	480	1789	30772	819	3958	39	35588	1461	37049	293	37342
TOTAL STATE FEMALE			4207	102	4309	84	57	4450	28	20	48	4041	58	49	29	4177	19	4196	65	4261
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34813	877	4007	68	39765	1480	41245	358	41603
STATE MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT COUNT			COMMUNITY SUPERVISION OFFENDERS									
MINIMUM CUSTODY		7753	1050	8803		7403	1400				Arizona Parole Prior TIS									
MEDIUM CUSTODY		9631	3587	13218		12975	243	Hospital			41	0	41	Interstate Parole						
CLOSE CUSTODY		7313	318	7631		6741	890	Fire Crew			0	0	0	Work Furlough						
MAXIMUM CUSTODY		1809	332	2141		1894	247	Other Work			3	37	40	Home Arrest						
RECEPTION -MAX		207	129	336		246	90	Court			249	28	277	Truth In Sentencing (TIS)						
TOTAL		26713	5416	32129		29259	2870	Total Out			293	65	358							
CONTRACT MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT TO COURT/AGENCY BREAKDOWN			Total									
MINIMUM CUSTODY		3500	250	3750		3312	438	Apache			1	0	1	Maricopa Re-Entry Center						
MEDIUM CUSTODY		4400	412	4812		4771	41	Cochise			2	2	4	Sanctioned						
TOTAL		7900	662	8562		8083	479	Coconino			9	0	9	Intensive Treatment						
TOTAL MALE		34613	6078	40691		37342	3349	Gila			0	0	0	Without Placement						
STATE FEMALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES				Total Maricopa Re-Entry Center									
MINIMUM CUSTODY		2382	80	2462		2394	68	Graham			0	0	0	18						
MEDIUM CUSTODY		1296	4	1300		1305	-5	Greenlee			0	0	0	0						
CLOSE CUSTODY		487	57	544		470	74	Maricopa			123	19	142	Pima Re-Entry Center						
RECEPTION		144	0	144		92	52	Mohave			0	1	1	Sanctioned						
TOTAL		4309	141	4450		4261	189	Navajo			0	0	0	Intensive Treatment						
GRAND TOTAL		38922	6219	45141		41603	3538	Pima			45	0	45	Without Placement						
RATED/TEMP. BED VACANCY BREAKDOWN		MINIMUM	MEDIUM	CLOSE	MAXIMUM	TOTAL		Pinal			0	0	0	Total Pima Re-Entry Center						
MALE RATED BED VACANCIES:		538	0	572	0	1110		Santa Cruz			2	0	2	Community Corrections Grand Total						
MALE TEMP BED VACANCIES:		1300	284	318	247	2149		Yavapai			10	3	13	5246						
TOTAL MALE BED VACANCIES:		1838	284	890	247	3259		Yuma			10	0	10	COUNTY JAIL INTAKE						
FEMALE RATED BED VACANCIES:		0	0	17	NA	17		La Paz			0	0	0	Male						
FEMALE TEMP BED VACANCIES:		68	-5	57	NA	120		Other			17	0	17	Female						
TOTAL FEMALE BED VACANCIES:		68	-5	74	NA	137		Federal			30	3	33	Both						
GRAND TOTAL VACANCIES		1906	279	964	247	3396		Total Court Out			249	28	277	41245						
																358	41245	358	41603	
																37576	4271	41847		
Count Sheet Changes Effective January 2019																				
Rated Bed Changes: Douglas, Maricopa Unit: Add 130 beds -will remain red-lined. Douglas, Eggers Unit: Add 240 beds- will be reactivated and converted to medium custody. Florence, North Unit: Remove 100 tent beds due to deterioration. Tucson, Minors Unit: Remove 5 beds for conversion to day rooms for female minors; 25 beds converted to female minors. Perryville, Minors Unit: Remove 10 beds from building 45 and repurpose beds to IPC unit - no change in rated bed no.											Temporary Bed Changes: Red Rock: Add 24 beds. Additional authorization is required to activate and fund the beds. Eyman, Cook Unit: add 159 beds; Eyman SMU I: add 48 beds Florence, Globe Unit: add 52 beds. Winslow, Apache Unit: add 40 beds; Winslow, Coronado Unit: add 136 beds Safford, Ft. Grant Unit: add 160 beds; Safford, Graham Unit: add 96 beds Perryville, IPC: add 5 beds; Perryville Licensed MH Unit: add 16 beds									
RATED BEDS PLUS TEMPORARY BEDS = OPERATING CAPACITY (R+T=OC).											CURRENTLY THERE ARE NO FEMALE INMATES IN CONTRACT BEDS									

EXHIBIT 5

ADC INSTITUTIONAL CAPACITY COMMITTED POPULATION

Table with columns: Custody, UNIT, USE, RATED (G.P., M/MH, TOTAL), TEMPORARY (T/G.P., T M/MH, TOTAL), SPECIAL USE (S.U., T/S.U., TOTAL), INMATE COMMITTED POPULATION AS MIDNIGHT (RATED G.P., M/MH, T/G.P., T M/MH, TOTAL; INSIDE TOTAL; OUTSIDE TOTAL; GRAND TOTAL). Rows include facility names like ASPC-LEWIS, ASPC-SAFFORD, ASPC-YUCSON, ASPC-WINSLOW, ASPC-YUMA and various inmate categories.

ADC INSTITUTIONAL CAPACITY COMMITTED POPULATION

17-Apr-20		OPERATING CAPACITY							INMATE COMMITTED POPULATION AS MIDNIGHT															
Custody	UNIT	USE	RATED		TEMPORARY		TOTAL	SPECIAL USE			RATED		TEMPORARY		TOTAL	TOTAL S.U./T.S.U.	INSIDE TOTAL	OUTSIDE TOTAL	GRAND TOTAL					
			G.P.	M/MH	T/G.P.	T M/MH		S.U.	T/S.U.	TOTAL	G.P.	M/MH	T/G.P.	T M/MH										
CONTRACT BEDS																								
MED	CAFC - GEO	SO	1000		1000	280		1280	40		40	1000		249		1249	20	1269	2	1271				
MIN	Phx. West- DWI - GEO	DUI	400		400	100		500	19		19	400		65		465	11	476	1	477				
MIN	Flor. West- GEO	GP	200		200	50		250	4	4	8	200		6		206	9	215	0	215				
MIN	Flor. West- DWI - GEO	DUI	400		400	100		500	10	7	17	400		42		442	6	448	1	449				
MED	Kingman GEO- Huachuca	SO	1400		1400	108		1508	73		73	1400		18		1418	71	1489	4	1493				
MIN	Kingman GEO- Cerbat	GP	2000		2000			2000	80		80	1633				1633	71	1704	9	1713				
MIN	Marana - MTC	GP	500		500			500	7		7	434				434	9	443	4	447				
MED	Red Rock- GP- CCA	GP	2000		2000	24		2024				1925		0		1925		1925	30	1955				
	Red Rock Det- CCA	DET							78		78						43	43		43				
TOTAL CONTRACT			7900	0	7900	662	0	8562	311	11	322	7392	0	380	0	7772	240	8012	51	8063				
TOTAL IN-STATE			29947	1075	31022	5446	111	36579	1026	489	1515	27388	906	3806	91	32191	1205	33396	307	33703				
TOTAL CONTRACT			7900	0	7900	662		8562	311	11	322	7392	0	380	0	7772	240	8012	51	8063				
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34780	906	4186	91	39963	1445	41408	358	41766				
TOTAL STATE MALE			25740	973	26713	5362	54	32129	998	469	1467	23343	847	3759	62	28011	1188	29199	242	29441				
TOTAL CONTRACT MALE			7900	0	7900	662	0	8562	311	11	322	7392	0	380	0	7772	240	8012	51	8063				
TOTAL MALE			33640	973	34613	6024	54	40691	1309	480	1789	30735	847	4139	62	35783	1428	37211	293	37504				
TOTAL STATE FEMALE			4207	102	4309	84	57	4450	28	20	48	4045	59	47	29	4180	17	4197	65	4262				
GRAND TOTAL			37847	1075	38922	6108	111	45141	1337	500	1837	34780	906	4186	91	39963	1445	41408	358	41766				
STATE MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT COUNT			COMMUNITY SUPERVISION OFFENDERS													
MINIMUM CUSTODY		7753	1050	8803		7243	1560				Arizona Parole Prior TIS													
MEDIUM CUSTODY		9631	3587	13218		12505	713	Hospital			48	0	48	Interstate Parole										
CLOSE CUSTODY		7313	318	7631		6208	1423	Fire Crew			0	0	0	Work Furlough										
MAXIMUM CUSTODY		1809	332	2141		1872	269	Other Work			6	38	44	Home Arrest										
RECEPTION -MAX		207	129	336		425	-89	Court			239	27	266	Truth In Sentencing (TIS)										
TOTAL		26713	5416	32129		28253	3876	Total Out			293	65	358											
CONTRACT MALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES	OUT TO COURT/AGENCY BREAKDOWN			Total													
MINIMUM CUSTODY		3500	250	3750		3301	449	Apache			1	0	1	Maricopa Re-Entry Center										
MEDIUM CUSTODY		4400	412	4812		4762	50	Cochise			0	2	2	Sanctioned										
TOTAL		7900	662	8562		8063	499	Coconino			7	0	7	Intensive Treatment										
TOTAL MALE		34613	6078	40691		36316	4375	Gila			0	0	0	Without Placement										
STATE FEMALE		Rated Beds	Temp Beds	Total Operating Capacity		POPULATION	VACANCIES				Total Maricopa Re-Entry Center													
MINIMUM CUSTODY		2382	80	2462		2385	77	Graham			0	0	0	0										
MEDIUM CUSTODY		1296	4	1300		1293	7	Greenlee			0	0	0											
CLOSE CUSTODY		487	57	544		465	79	Maricopa			120	18	138	Pima Re-Entry Center										
RECEPTION		144	0	144		100	44	Mohave			0	1	1	Sanctioned										
TOTAL		4309	141	4450		4243	207	Navajo			0	0	0	Intensive Treatment										
GRAND TOTAL		38922	6219	45141		40559	4582	Pima			44	0	44	Without Placement										
RATED/TEMP. BED VACANCY BREAKDOWN		MINIMUM	MEDIUM	CLOSE	MAXIMUM	TOTAL		Pinal			0	0	0	Total Pima Re-Entry Center										
MALE RATED BED VACANCIES:		709	0	1105	0	1814		Santa Cruz			2	0	2	Community Corrections Grand Total										
MALE TEMP BED VACANCIES:		1300	763	318	269	2650		Yavapai			7	3	10	0										
TOTAL MALE BED VACANCIES:		2009	763	1423	269	4464		Yuma			10	0	10	COUNTY JAIL INTAKE										
FEMALE RATED BED VACANCIES:		0	3	22	NA	25		La Paz			0	0	0	County Jail Intake 04/17/20										
FEMALE TEMP BED VACANCIES:		77	4	57	NA	138		Other			18	0	18	County Jail Transfers Pending										
TOTAL FEMALE BED VACANCIES:		77	7	79	NA	163		Federal			30	3	33	Inside Count										
GRAND TOTAL VACANCIES		2086	770	1502	269	4627		Total Court Out			239	27	266	Outside Count										
													Official Daily Count			37504			4262			41766		
Count Sheet Changes Effective January 2019																								
Rated Bed Changes: Douglas, Maricopa Unit: Add 130 beds -will remain red-lined. Douglas, Eggers Unit: Add 240 beds- will be reactivated and converted to medium custody. Florence, North Unit: Remove 100 tent beds due to deterioration. Tucson, Minors Unit: Remove 5 beds for conversion to day rooms for female minors; 25 beds converted to female minors. Perryville, Minors Unit: Remove 10 beds from building 45 and repurpose beds to IPC unit - no change in rated bed no.										Temporary Bed Changes: Red Rock: Add 24 beds. Additional authorization is required to activate and fund the beds. Eyman, Cook Unit: add 159 beds; Eyman SMU I: add 48 beds Florence, Globe Unit: add 52 beds. Winslow, Apache Unit: add 40 beds; Winslow, Coronado Unit: add 136 beds Safford, Ft. Grant Unit: add 160 beds; Safford, Graham Unit: add 96 beds Perryville, IPC: add 5 beds; Perryville Licensed MH Unit: add 16 beds														
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