Records Schedule Number: DAA-0563-2022-0002

Status: APPROVED
Date Approved: 08/25/2023

## **General Information**

| Agency or Establishment  | Department of Homeland Security   |
|--|---|
| Record/Scheduling Group  | 0563 - General Records of the Department of Homeland Security   |
| Records Schedule Applies to  | Agency Subdivision  |
| Major Subdivision  | Office of the Immigration Detention Ombudsman   |
| Schedule Subject   | Records of the Office of the Immigration Detention Ombudsman (OIDO).  |
| Additional Schedule Information                                    | These records are related to the function of the Office of the Immigration Detention Ombudsman (OIDO). Established by Congress in 2019, OIDO's mission is to independently examine immigration detention to provide and support safe, humane conditions. The Office does so by assisting individuals with complaints about the potential violation of immigration detention laws, policies, or standards or misconduct by DHS (or contract) personnel; conducting oversight of immigration detention facilities, including through unannounced inspections and reviewing contracts; and making recommendations for changes in support of the mission. |
| Is there a classified version of this form?                        | No  |
| Is consultation and coordination with Tribal Governments required? | No- The records covered by this schedule do not implicate Tribal interests  |

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### **Item Count**

Total number of disposition items: 4

Number of Temporary disposition items: 2

Number of Permanent disposition items: 2

Number of Items with Disposition Not Approved: 0

Number of Inactive disposition items: 0

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## Outline of Records Schedule Items for DAA-0563-2022-0002

| Item # | Title                              | Disposition |
|--------|------------------------------------|-------------|
| 0001   | Case Files                         | Temporary   |
| 0002   | Investigation and Inspection Files | Temporary   |
| 0003   | Ombudsman Recommendations          | Permanent   |
| 0004   | Final Report                       | Permanent   |

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## **Records Schedule Items**

| DAA-0563-2022-0002-0001           | STATUS: Active   |
|-----------------------------------|--|
| ITEM GENERAL INFORMATION          |  |
| Item Title                        | Case Files   |
| Item Description                  | Once the Ombudsman receives complaint correspondence                                     |
|                                   | (through a Case Intake   |
|                                   | Form (OIDO Form DHS-405), email, or in-person), it is                                    |
|                                   | reviewed to determine if   |
|                                   | assistance is warranted, and if appropriate, inquire with ICE or                         |
|                                   | CBP to resolve the   |
|                                   | issue. The DHS-405 form contains data on the detainee, facility, and incident that       |
|                                   | is being referenced. Additionally, all of the case data is input into<br>the Immigration |
|                                   | Detention Case Management System (IDCMS). Any paper documentation                        |
|                                   | is scanned directly into the system, verified and destroyed or                           |
|                                   | returned to the  |
|                                   | complainant. Complaints are held open until OIDO declines to                             |
|                                   | intervene or   |
|                                   | confirms that another DHS component has taken action to                                  |
|                                   | address the complaint.   |
|                                   | Data includes records such as DHS Form 405, case-related                                 |
|                                   | correspondence, ICE/   |
|                                   | CBP correspondence.  |
| Is this item media neutral?       | Yes  |
| Is this item a Big Bucket?        | No   |
| SUPERSEDED AGENCY DISPOSITI       | ON AUTHORITIES AND GRS DEVIATIONS  |
| Does this item supersede existing | No   |
| disposition authorities?          |  |
| Is this item a deviation from the | No   |
| GRS?                              |  |
| DISPOSITION INSTRUCTION           |  |
| Final Disposition                 | Temporary  |
| Cutoff Instructions               | Other: Cut off upon closure of case.   |
| Retention Period                  | Destroy 7 year(s) after cutoff.  |
| ADDITIONAL INFORMATION            |  |

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| Are any of the records covered by | No |
|-----------------------------------|----|
| this item national security       |    |
| classified?                       |    |
| GAO Approval Required             | No |

| DAA-0563-2022-0002-0002           | STATUS: Active  |
|-----------------------------------|---|
| ITEM GENERAL INFORMATION          |   |
| Item Title                        | Investigation and Inspection Files                                |
| Item Description                  | The Ombudsman conducts regular audits of facilities as well as    |
|                                   | investigations based on requests from other agencies, Congress,   |
|                                   | and complaint trends. Information collected includes site data    |
|                                   | and observations made during visits to ICE and CBP facilities,    |
|                                   | references to applicable detention facility standards, as well as |
|                                   | information obtained through meetings with detained individuals,  |
|                                   | DHS employees/contractors, and representatives from               |
|                                   | community-based organizations. Investigation information is       |
|                                   | entered into IDCMS and are held open until a final report is      |
|                                   | completed. The types of documentation that Detention Oversight    |
|                                   | (DO) inspectors generate (commonly referred to as "work           |
|                                   | papers") include: the Project Proposal, Design Matrix, Work       |
|                                   | Plan, checklists for DO stages, Memorandum for Record (MFR),      |
|                                   | Inspector Notes, interview notes, Individual Finding(s) Reports,  |
|                                   | Draft Factual Findings and Inspection Reports. Additional         |
|                                   | documents produced may include signed Statements of               |
|                                   | Independence, signed Notices of Inspection, Requests For          |
|                                   | Information (if issued), and memoranda for the record.            |
|                                   | Broadly defined, inspection documentation also includes           |
|                                   | contracts, documents, papers, electronic files, emails and        |
|                                   | attachments, computer disks, tapes, CDs, photographs, records,    |
|                                   | work plans, videotapes and media that the inspection team either  |
|                                   | produced or collected to document the objectives, scope,          |
|                                   | methodology, and work performed to support findings,              |
|                                   | conclusions, and recommendations. These documents,                |
|                                   | photographs and videos will be retained in the relevant           |
|                                   | inspection file in IDCMS.   |
| Is this item media neutral?       | Yes   |
| Is this item a Big Bucket?        | No  |
|                                   | ION AUTHORITIES AND GRS DEVIATIONS                                |
| Does this item supersede existing | No  |
| disposition authorities?          |   |

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| Is this item a deviation from the | No                                   |
|-----------------------------------|--------------------------------------|
| GRS?                              |                                      |
| DISPOSITION INSTRUCTION           |                                      |
| Final Disposition                 | Temporary                            |
| Cutoff Instructions               | Other: Cut off upon closure of case. |
| Retention Period                  | Destroy 5 year(s) after cutoff.      |
| ADDITIONAL INFORMATION            |                                      |
| Are any of the records covered by | No                                   |
| this item national security       |                                      |
| classified?                       |                                      |
| GAO Approval Required             | No                                   |

| DAA-0563-2022-0002-0003             | STATUS: Active   |
|-------------------------------------|--|
| ITEM GENERAL INFORMATION            |  |
| Item Title                          | Ombudsman Recommendations                                    |
| Item Description                    | Formal written policy and standard recommendations prepared  |
|                                     | and submitted to ICE and CBP by the Ombudsman based on       |
|                                     | observations and inquiries completed by OIDO are intended to |
|                                     | address serious and pervasive problems with the immigration  |
|                                     | detention system.  |
| Is this item media neutral?         | Yes  |
| Is this item a Big Bucket?          | No   |
| SUPERSEDED AGENCY DISPOSITI         | ON AUTHORITIES AND GRS DEVIATIONS                            |
| Does this item supersede existing   | No   |
| disposition authorities?            |  |
| Is this item a deviation from the   | No   |
| GRS?                                |  |
| DISPOSITION INSTRUCTION             |  |
| Final Disposition                   | Permanent  |
| Cutoff Instructions                 | Other: Cut off files at end of calendar year when the        |
|                                     | recommendation is made.                                      |
| Are there multiple instructions for | No   |
| this item?                          |  |
| Transfer Instruction                | Transfer to the National Archives 15 year(s) after cutoff    |
| ADDITIONAL INFORMATION              |  |
| Current Records Format              | Textual data:1 GB  |
| Approximate first year of records   | 2020   |
| covered by this authority           |  |
| End year of records covered by      | Still being created  |
| this authority                      |  |

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| Date span of the initial transfer | From://2020 To://2025 |
|-----------------------------------|-----------------------|
| Frequency of transfer             | 5                     |
| Are any of the records covered by | No                    |
| this item subject to a FOIA       |                       |
| exemption?                        |                       |

| DAA-0563-2022-0002-0004                                     | STATUS: Active   |
|---|--|
| ITEM GENERAL INFORMATION                                    |  |
| Item Title  | Final Report   |
| Item Description  | The final report provides the final versions of inspection findings and recommendations from the investigation file. It also includes a reproduction of the component's response to the OIDO findings and recommendations and OIDO's reply in consideration of the component response. |
| Is this item media neutral?                                 | Yes  |
| Is this item a Big Bucket?                                  | No   |
| SUPERSEDED AGENCY DISPOSITI                                 | ON AUTHORITIES AND GRS DEVIATIONS  |
| Does this item supersede existing                           | No   |
| disposition authorities?                                    |  |
| Is this item a deviation from the                           | No   |
| GRS?  |  |
| DISPOSITION INSTRUCTION                                     |  |
| Final Disposition   | Permanent  |
| Cutoff Instructions   | Other: Cut off at end of calendar year in which case is closed.  |
| Are there multiple instructions for this item?              | No   |
| Transfer Instruction  | Transfer to the National Archives 15 year(s) after cutoff  |
| ADDITIONAL INFORMATION                                      |  |
| Current Records Format                                      | Textual data:1 GB  |
| Approximate first year of records covered by this authority | 2020   |
| End year of records covered by this authority               | Still being created  |
| Date span of the initial transfer                           | From://2020 To://2025  |
| Frequency of transfer                                       | 5  |
| Are any of the records covered by                           | Yes  |
| this item subject to a FOIA exemption?                      |  |

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| FOIA Exemption(s) | FOIA (b)(2) Internal Personnel Rules and Practices,                |
|-------------------|--|
|                   | FOIA (b)(4) Trade Secrets and Commercial or Financial Information, |
|                   | FOIA (b)(5) Inter-agency or Intra-agency Memorandums or            |
|                   | Letters Not Available by Law                                       |

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**Signatory Information** 

| Action  | User           | Date       |  |
|---------|----------------|------------|--|
| Accept  | Data Migration | 05/02/2022 |  |
| Approve | Colleen Shogan | 08/25/2023 |  |

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