April 11, 2020


Dear Mr. Ranatza:

During this very challenging time, thank you for the steps you and your members have already taken to slow the spread of COVID-19 throughout Louisiana. We write today to request your assistance and collaboration in further reducing the spread and protecting the health and safety of officers, staff, and individuals in your custody. We write not to accuse or berate, but to offer real solutions and partner with you to save as many Louisiana lives as we can - together. As noted by several corrections officials in a recent webinar, there is no public safety without public health.¹

As you are probably aware, the CDC guidance² on the management of COVID-19 in correctional and detention facilities includes: implementing intensified cleaning and disinfecting procedures; increasing the number of staff and/or incarcerated/detained persons trained and responsible for cleaning common areas; providing alcohol-based hand sanitizer with at least 60% alcohol where permissible based on security restrictions; and implementing social distancing strategies to increase the physical space between incarcerated/detained persons (ideally 6 feet between all individuals, regardless of the presence of symptoms). We understand that these objectives are difficult to achieve in Louisiana jails, particularly social distancing. We request that you refrain from the use of lockdown or solitary confinement as methods to achieve medical isolation because, as noted by doctors and health officials, these methods may exacerbate the spread.³ Detainees may be dissuaded from reporting symptoms of the virus if they believe the response will be punitive; this may also be the case when they know they could potentially be sent to Camp J at Angola if they admit they are feeling ill.⁴

We also ask that you do not transfer any detainees to Angola, which admittedly does not have any ventilators and will ultimately result in the worst cases being sent to the hospital, the closest

⁴ As noted in the document in footnote 3, lockdown and solitary also decrease the interaction of staff with detainees, allowing symptoms to accelerate to dangerous levels before the jail may be able to take proper precautions.
of which is 60 miles away. In particular, we request that no juvenile under the age of 18 be moved to Angola or any adult prison during this crisis, and that no immigrant detainees be transferred across facilities in collaboration with ICE. Any transfer of individuals by your staff from between correctional facilities will, in most cases, require significant time, expense, and a violation of social distancing requirements to restrain and transport ill individuals, putting both your officers and their families at increased risk of contracting the virus. As the frontline law enforcement responders in your communities, you are in the best position to save lives early in the criminal justice system process. Sending your community members to a state facility, where they will be housed in a location (Camp J) where conditions are questionable at best, increases their risk not only of contracting the disease, but their risk of death.

In Louisiana, Doctors and Professors from Tulane and Louisiana State University, clinicians and medical students, and public health experts have reiterated the national guidance. They advise that a drastic reduction of jail populations is required to achieve the CDC’s recommendations. The Louisiana Supreme Court referred to the potential outbreak of COVID-19 in correctional facilities as “catastrophic” and recommended an immediate comprehensive, risk-based assessment of anyone currently detained to quickly and efficiently process eligible individuals for immediate release. Americans for Prosperity has also called for strategic reductions in jail populations and release wherever possible with or without conditions as an imperative step in the criminal justice system’s response to this pandemic. Even the public understands the breadth of this crisis, with recent polls demonstrating bipartisan support with 63% of voters supporting the release of people from jails and prisons to stop the spread of COVID-19, and 72% supporting

---

5 Alice Speri & Akela Lacy, Louisiana’s Coronavirus Plan for Prisons Could Create Death Camps, The Intercept, April 7, 2020, https://theintercept.com/2020/04/07/louisiana-coronavirus-prisons/. Our Lady of the Lake is the closest hospital with ventilators, and it is located 60 miles from Angola.

6 DOC has admitted that they have not considered the treatment of youth who will be infected, and a transfer to an adult facility for treatment or quarantine puts the juvenile at greater risk and in a more unsafe position by this move. Daryl Khan, Shuttered Angola Facility Could House Teens, Adults In System with COVDI-19, Juvenile Justice Information Exchange, April 7, 2020 https://jjie.org/2020/04/07/shuttered-angola-facility-could-house-teens-adults-in-system-with-covid-19/.


clemency for elderly, incarcerated people.\textsuperscript{12} With social distancing nearly impossible in many jail facilities, \textit{releasing inmates is a healthier and safer alternative to unsuccessful attempts to enact medical isolation.}

In the absence of the ability to implement the guidance outlined by public health officials, we believe that Louisiana’s prisons and jails will face extremely dire consequences in the coming days or weeks. The spread of COVID-19 within a correctional facility as a clear and present danger is playing out at \textit{Rikers Island Penitentiary Complex} in New York. In three weeks, over 700 people have tested positive including over 440 staff at the facility with at least 6 officer deaths.\textsuperscript{13} The infection rate is 6.6\% which is 7 times higher than the New York City infection rate, and 9 times higher than the state of New York as a whole. Louisiana - with the highest incarceration rate in the world and the second largest population of immigrant detainees in the country\textsuperscript{14} - may be on this same path to rapid, ongoing community spread if local leaders do not engage in immediate action to protect their parishes and cities by reducing the cycling of the virus in and out of correctional facilities.

There is still an opportunity to slow the spread of the virus, “flatten the curve,” and prevent unnecessary deaths. The quickest and least expensive way our state can avoid a catastrophe is for \textit{each parish jail to access immediately available federal funding to facilitate the individual assessment, release, supervision, electronic monitoring, and/or home confinement options for detainees in your care.} Last week, the \textit{Bureau of Justice Assistance announced formula grants}\textsuperscript{15} that can be drawn down during this emergency to support a broad array of justice system responses to COVID-19. While the State is allocated \textit{$9.7 million} for this purpose, cities, townships, and parishes can apply for an \textit{additional $5 million} in funding (allocations ranging in size from $33,000 to $1 million depending on population). Applications are due by May 29th. Due to Louisiana’s partnership with The Pew Charitable Trusts on justice reinvestment, staff from that organization are available to assist local law enforcement in applying for the funds.\textsuperscript{16}

Another option for local sheriffs concerned about community spread of COVID-19 is a temporary release or furlough under \textit{La. R.S. 15:811}; the temporary release for any eligible

\begin{itemize}
\item \textsuperscript{13} Asher Stockler, \textit{More Than 700 People Have Tested Positive for Coronavirus on Rikers Island, Including Over 440 Staff}, NEWSWEEK, April 8, 2020, \url{https://www.newsweek.com/rikers-island-covid-19-new-york-city-1496872}.
\item \textsuperscript{14} Bryn Stole, \textit{As number of immigrants behind bars soars under Trump, Louisiana becomes detention hub}, October 19, 2019, \url{https://www.nola.com/news/article_197f094-f1f5-11e9-ad1f-f7503d2a8b7a.html}.
\item \textsuperscript{15} Coronavirus Emergency Supplemental Funding Program Solicitation FY 2020 Formula Grant Solicitation, \url{https://bja.ojp.gov/sites/g/files/xyckuh186/files/media/document/bja-2020-18553.pdf}.
\item \textsuperscript{16} Please contact Terry Schuster, Manager at the Public Safety Performance Project, Office phone: 202.540-6437, Mobile: 512.468.4486, Email: tschuster@pewtrusts.org.
\end{itemize}
individual serving under a court judgment who is seriously ill or has a seriously ill family member or the furlough of any inmate who could be rehabilitated through maintaining family relationships. This furloughed time is considered part of the sentence and does not extend the period of incarceration. A sheriff’s broad furlough authority can be utilized to immediately and temporarily reduce jail populations and thus the spread of the virus. We recommend temporary release or furlough for as many individuals as possible for the duration of the stay at home order plus an additional 14 days to prevent any individuals from introducing or reintroducing Coronavirus into a correctional facility. Additionally, the ongoing civil detention of immigrant detainees is discretionary and not mandated by law, and should result in their immediate release.

In the event that a given jail cannot meet CDC guidelines without the use of solitary or lockdown, is unable to supervise detainees at home through local federal funding opportunities, and cannot utilize temporary release or furlough, we ask that you relocate detainees to a building where social distancing and compliance with public health guidelines is possible. Under a state of emergency, the Governor can transition the management of local state-owned facilities to the temporary authority of the state, engage the Louisiana National Guard to maintain site control and provide medical services, and utilize the state-based federal funding to employ medical professionals to care for individuals with COVID. These actions are not unprecedented. Not too long ago, FEMA used the publicly-financed Zephyr Stadium as a rescue location for Hurricane Katrina survivors. A review of the 5 parishes identified as “Tier I” by justice reinvestment reveals available locations with sufficient amenities to ensure hygienic and safe living conditions for individuals needing treatment or quarantine.

---

17 See Section E for exclusions.
18 The Governor has this authority under the declaration of a “public health emergency” by Proclamation 25 JBE 2020 (March 11, 2020) and by statutory authority of La. R.S. 29:724(D)(3), (4), (7). The Governor’s authority to call forth the National Guard is found under La. R.S. 29:7(A)(1)(a), (e) which allows him, with or without a state of emergency, to request National Guard assistance to provide for emergency preparedness or assist civil authorities and to specifically assist civil authorities in guarding prisoners.
21 Caddo: Shreveport Convention Center; St. Tammany: The Harbor Center, Furhmann Auditorium, Bogue Falaya Hall, Fontainebleau State Park, Slidell Municipal Auditorium, Mandeville Community Center, Bush Community Center, Fendlason Community Center, Lacombe Activity Center, Pearl River Activity Center; East Baton Rouge: Chaneyville Community Center, Charles R. Kelly Community Center, Dr. Leo S. Butler Community Center, Jr. Community Center, Jewel J. Newman Community Center, Capitol Park Event Center, Wahnam Community Center, Old Woman’s Hospital, Celtic Studios (publicly-financed project); Jefferson: Alario Event Center, Pontchartrain Convention & Civic Center, Jedco Conference Center, Gretna Community Center, Fischer Senior Community Center, Bridge City Community Center, Marrero Senior and Community Center, Harvey Community Center, Dorothy B. Watson Community Center, Hazel Rhea Hurst Community Center, J.C. Simmons Community
these facilities are local convention centers or recreation or community centers. Additionally, three state parks have been designated “regional medical staging areas” with quarantine capabilities for individuals awaiting test results.22

Another vision of how Louisiana weathers this crisis is possible. We are not permanently on the path of New York or Chicago.23 We have time to change course, but it is very little time. The undersigned organizations are committed to navigating this crisis with you and providing you with technical assistance to reduce jail populations. We can work with you to identify the barriers to release in a given parish jail, whether it be municipal detainers, out-of-parish warrants, probation/parole holds and technical violations, bail reductions, or drafting applications for the aforementioned temporary release or furlough. Whether it be through direct representation of individuals, data analysis of your detainees, policy advocacy with other criminal legal system actors in your community or at the state level, researching additional publicly financed projects and state-owned properties in your parish, or applying for federal funding, we stand ready to assist you and ensure that every parish in Louisiana navigates the spread of this virus with minimal community impact.

Sincerely,

American Civil Liberties Union of Louisiana
Committee to Support Healthcare (Baton Rouge)
East Baton Rouge Parish Prison Reform Coalition
Immigration Services & Legal Advocacy
Justice & Accountability Center of Louisiana
Louisiana Center for Children’s Rights
Louisiana Network for Criminal Justice Transformation
Louisiana Survivors for Reform
PREACH
Promise of Justice Initiative
ReEntry Mediation Institute of Louisiana
Sister Hearts Re-Entry Program
Sisters for Christian Community

Voice of the Experienced

Cc:

Acadia Parish Sheriff K.P. Gibson
bart.habetz@apso.org
kelly.gibson@apso.org

Allen Parish Sheriff Douglas L. Hebert
info@allenparishso.com
jail@allenparishso.com

Ascension Parish Sheriff Robert Webre
Phall@ascensionsheriff.com

Assumption Parish Sheriff Leland Falcon
cjacobs@assumptionsheriff.com
lfalcon@assumptionsheriff.com

Avoyelles Parish Sheriff Douglas Anderson
mail@avoyellessso.org
danderson@avoyellessso.org
sheriff@avoyellessso.org

Beauregard Parish Sheriff Ricky L. Moses
rmoses@bpsheriff.org
jirvine@bpsheriff.org
jmorton@bpsheriff.org
jherrington@cityofderidder.org

Bienville Parish Sheriff John E. Ballance
jballance@bienvillesheriff.org
mbarrett@bpsheriff.org

Bossier Parish Sheriff Julian C. Whittington
traci.landry@bossiercity.org
njohnston@bossiersheriff.com
jwhittington@bossiersheriff.com

Caddo Parish Sheriff Stephen W. Prator
Calcasieu Parish Sheriff Tony Mancuso
info@cpso.com
tmancuso@cpso.com

Caldwell Parish Sheriff Clay Bennett
lawman1@kricket.net
Patsy.bailey@caldwellsheriff.org

Cameron Parish Sheriff Ronald Johnson
ron@cameronso.org
info@cameronso.org

Catahoula Parish Sheriff Toney Edwards
catahoulahsep@yahoo.com
catahoulaclerk13@gmail.com
jrousla@aol.com

Claiborne Parish Sheriff Ken Bailey
krbailey@claibornesheriff.org

Concordia Parish Sheriff Kenneth Hedrick
khedrick@concordiasheriff.org

DeSoto Parish Sheriff Jayson Richardson
corrections@dpso.org

East Baton Rouge Parish Sheriff Sid J. Gautreaux
sgaутreaux@ebrso.org

East Carroll Parish Sheriff Wydette Williams
sheriff@ecsheriff.com
wwilliams@ecsheriff.com
wydettw@gmail.com
East Feliciana Parish Sheriff Jeff Travis
jtravis@efpso.org

Evangeline Parish Sheriff Eddie Soileau
vangyso@cebridge.net

Franklin Parish Sheriff Sheriff Kevin Cobb
info@franklinsheriff.net
kevincobb@franklinsheriff.net

Grant Parish Sheriff Steven McCain
mccain@grantso.org

Iberia Parish Sheriff Louis Ackal
lackal@iberiaso.org

Iberville Parish Sheriff Brett M. Stassi
brettstassi@gmail.com

Jackson Parish Sheriff Andy Brown
abrown@jacksonparishsheriff.com

Jefferson Davis Parish Sheriff Ivy Woods
sheriff@jdpso.org

Jefferson Parish Sheriff Joseph P. Lopinto
lopinto_jp@jpso.us
Songy_ts@jpso.com
Coulon_lc@JPSO.com

LaSalle Parish Sheriff Scott Franklin
info@lasalleso.com
sfranklin@lasalleso.com

Lafayette Parish Sheriff Mark Garber
john.mowell@lafayettesheriff.com
garberlawyer@gmail.com

Lafourche Parish Sheriff Craig Webre
craig-webre@lpso.net
Lincoln Parish Sheriff Mike Stone
sheriff@lincolnparish.org
mstone@lincolnparish.org

Livingston Parish Sheriff Jason G. Ard
jard@lpso.org

Madison Parish Sheriff Larry G. Cox
larrycox@madisonso.com

Morehouse Parish Sheriff Mike Tubbs
sheriff@mpso.net

Natchitoches Parish Sheriff Victor E. Jones, Jr.
vjones@npsheriff.net

Orleans Parish Sheriff Marlin N. Gusman
mngusman@opso.us

Ouachita Parish Sheriff Jay Russell
Glenn.Springfield@OPSO.net

Plaquemines Parish Sheriff Gerald A. Turlich
SheriffTurlich@ppso.net
jburas@ppso.net
wantoine@ppso.net
bwilliamsjr@ppso.net

Pointe Coupee Parish Sheriff Beauregard Torres, III
bud@budtorres.com

Rapides Parish Sheriff William Earl Hilton
whilton@rpso.la.gov

Red River Parish Sheriff Glen Edwards
sheriffedwards@redrivercable.com

Richland Parish Sheriff Gary Gilley
ggilley@richlandso.org
Sabine Parish Sheriff Ronny Richardson
richardsonspso@att.net

St. Bernard Parish Sheriff James Pohlmann
jroderfeld@sbso.org

St. Charles Parish Sheriff Gregory C. Champagne
sheriffgc@stcharlessheriff.org

St. Helena Parish Sheriff Nathaniel Williams
nathanielw@sthelenaso.org

St. James Parish Sheriff Willy J. Martin
sheriff@stjamessheriff.com
willy.martin@stjamesla.com

St. John the Baptist Parish Sheriff Michael Tregre
sheriff@stjohnsheriff.org

St. Landry Parish Sheriff Bobby J. Guidroz
bguidroz@slpsheriff.com

St. Martin Parish Sheriff Ronny Theriot
jleblanc@stmartinsheriff.org

St. Mary Parish Sheriff Blaise Smith
sheriff@stmaryso.com

St. Tammany Parish Sheriff Randy Smith
support@sheriffrandysmith.com
SOR@stpsos.com
randysmith@stpsos.com

Tangipahoa Parish Sheriff Sheriff Daniel H. Edwards
edwardsd@tpso.org

Tensas Parish Sheriff Rickey A. Jones
rjones@tensasso.org
Terrebonne Parish Sheriff Jerry L. Larpenter
dblanchard@tpso.net
jlarpenter@tpso.net

Union Parish Sheriff Dusty Gates
Via Fax to (318) 368-7817

Vermilion Parish Sheriff Michael Couvillon
mike@vpso.net

Vernon Parish Sheriff John S. Craft
c_ashworthvpso@yahoo.com

Washington Parish Sheriff Randy Seal
rseal@wpso.la.gov
country@i-55.com

Webster Parish Sheriff Gary S. Sexton
gsexton@webstersheriff.org

West Baton Rouge Parish Sheriff Michael B. Cazes
danita.ricard@wbrsheriff.org
cazesmike@yahoo.com

West Carroll Parish Sheriff Kenneth Green
Kenneth@westcarrollsheriff.net

West Feliciana Parish Sheriff J. Austin Daniel
sheriffjad@wpso.org

Winn Parish Sheriff Cranford Jordan
Via Fax to: (318) 628-7969