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**Hopi Adult/Juvenile Detention:  
A Public Safety Crisis on the Hopi Reservation  
March 2012**

**Overview**

The Hopi Reservation encompasses 2.5 million acres and is landlocked by the Navajo Nation. The Hopi Tribe is a non-gaming Tribe with a population of 13,569 enrolled members. The Hopi Tribe takes its responsibilities to address public safety needs seriously and is pursuing funding for a new Hopi Adult-Juvenile Detention Center.

A public safety crisis exists on the Hopi Reservation in Northern Arizona. In 1981 the Bureau of Indian Affairs (BIA) constructed and repurposed the Hopi Corrections Center, originally built to be a rehabilitation facility, the BIA Hopi Agency Adult & Juvenile Detention center failed a health and safety inspection by the Office of Inspector General in 2004. The juvenile correctional component was closed overnight as it did not meet juvenile detention standards (sight and sound) and has remained closed for the last 8 years. Even at reduced operating levels, the conditions are clearly unacceptable in terms of contemporary correctional standards.

The Hopi Bureau of Justice Law Enforcement and BIA adult detention programs are direct service public safety programs of the U.S. Government on the Hopi Reservation. Prior studies show that the current BIA owned adult detention facility is outdated, unsafe and will always pose safety problems due to its design, construction, security systems and building infrastructure as a detention center, much less a correctional facility.

To ensure the safety and security of the citizens residing on the Hopi reservation, a state-of-the-art detention and public safety building is being planned and designed by the Hopi Tribe. The leadership of the Hopi Tribe stands ready to accept an opportunity to create a model program for detention and law enforcement services.

**Appropriations Need**

The Tribal Law and Order Act of April 29, 2010, Title II, mandates a long term plan for construction, operations and maintenance of detention facilities. The Hopi Tribe reports that congressional intervention is critical to the identification of funding necessary to plan, design and construct the Hopi Adult/Juvenile Detention Center and the long-term wrap around services.

*The immediate and urgent need for the Hopi Adult/Juvenile Detention Center is \$29,332, 254.00*

**Public Safety Crisis**

The Hopi Justice System is 'broken' on the Hopi Reservation. While the detention facility has a rated capacity of 68, it has been at capacity over the years and more recently has exceeded capacity over 100+. Lack of detention space heavily burdens the criminal justice systems. The overcrowding means the police cannot arrest criminal offenders and judges are faced daily with requests from detention to release inmates to make room for more arrestees. Moreover, because Hopi lacks a juvenile detention component, juvenile arrests have to be transported to Holbrook, Arizona, which is approximately an hour and a half drive one way. This takes officers off the street when they arrest and they have to book a juvenile. It also takes correctional officers away from the facility which already has limited coverage to transport back and forth for initial appearance and court hearings

taking place in Hopi. Patrol officers use their units as jail cells for juveniles who are arrested, then cited and released due to no juvenile detention space. Sentenced juveniles or those who pose a greater risk to the community are transported long distances to Colorado (215 miles) or Holbrook (116 miles). The police officer has to find family willing to take an intoxicated juvenile in lieu of incarceration only to be called back to handle the same individual again. A large percentage of juveniles are cited and released without serving detention time and many cases are dismissed due to no detention services on the Hopi Reservation.

The health and safety of the inmates and the staff are a constant concern due to the condition of and the design of the facility. The facility having been originally built as a rehabilitation facility has no programming space, and it has walls constructed of cinderblock which inmates are constantly removing the mortar and over time they loosen blocks. Ceilings are not secure and inmates have often escaped through various areas where they managed to loosen tiles or vent covers. Due to continual settling, cracks in walls and joints are a regular problem. The design lends to safety concerns for inmates and staff. Since 2004, there have been escapes, completed suicides, inmate on inmate assaults and inmate on staff assaults which are simply due to the design of the facility, the lack of proper security systems. The electrical system is outdated and does not meet the standards. There is a lack of programming space, inadequate recreational space and detention program administration. The area where the facility is located is an area where arsenic has been detected in the drinking water therefore correctional officers have to pick up bottled water for consumption for the inmates from the Keams Canyon Agency regularly. The overall impact on the Hopi community as a state of the Hopi Law Enforcement and Detention facility is the lack of respect from the community, distrust by victims and often times criminal offenders know they will not be arrested knowing the jail is often at capacity or that they will be eventually released due to overcrowding. Ultimately, the Hopi Justice System is a dysfunctional justice system and it starts with the lack of a proper detention and law enforcement facility. The Hopi Tribe cannot begin to look ahead at longer sentences pursuant to the Tribal Law & Order Act with the present facility.

### **Strategy for a Comprehensive Community Justice Plan**

The Hopi Tribe is proactively seeking a partnership with the U.S. Government pursuant to the Tribal Law and Order Act to develop a Comprehensive Community Justice Plan (CCJP).

The goals of the Plan are:

1. To provide a safe and secure environment for inmates and staff
2. To provide appropriate programming for adult and juvenile inmates
3. To operate and maintain a facility that is cost and operationally efficient
4. To create jobs

The strategy to accomplish the CCJP is to select a design firm to accomplish the planning, design and construction of the Hopi Adult-Juvenile Detention Center and seek funding through grants and congressional appropriations to fully implement the Federal Tribal Law and Order Act.

## Hopi Tribe – Current Statistics

### HOPI TRIBE - DEMOGRAPHICS

Population	13,569 Enrolled Members
Median Age	35
Median Household Income	\$13,000
Unemployment Rate	70%
Poverty Rate	72%

### Bureau of Justice Services – Keams Canyon Agency

Year	Calls for Service	Intoxication	Traffic Violations	DUI/Alcohol/Drugs	Major Felonies
2008	6,371	2,401	344	256	13
2009	6,335	2,497	508	228	15
2010	6,815	2,898	537	228	11
2011	7,433	2,917	982	221	15

DOJ Case Management Data Base Hopi USAO Referrals Year	# of criminal cases referred to the Arizona U.S. Attorney Office	# of declined cases	# of federal convictions
2004	11	2	7
2005	5	1	1
2006	1	0	1
2007	6	5	1
2008	4	1	2
2009	4	0	4
2010	8	2	4
2011	17	6	3
2012	1	0	0

# HOPJ Justice Center

## Adult / Juvenile Detention Center



### CONCEPTUAL DESIGN COST ESTIMATE (Revised March 9,2012)

#### Off Site Construction

Utilities Connections		\$	200,000.00
Roadway Connections		\$	200,000.00
Waste Water Lagoon Improvements		\$	540,000.00

#### Site Development

	lump sum	\$	2,150,000.00
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Landscape/Irrigation	lump sum	\$	75,000.00
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#### Building Construction

	SF			\$/SF	
New Adult / Juvenile Detention and Rehabilitation Center					
General Building Construction	59,937	\$	154.00	\$	9,230,000.00
Mechanical (HVAC & Controls)	59,937	\$	28.00	\$	1,678,000.00
Plumbing	59,937	\$	26.00	\$	1,558,000.00
Fire Protection	59,937	\$	4.00	\$	240,000.00
Electrical Construction	59,937	\$	38.00	\$	2,278,000.00
Special/Security Systems & I.T.	59,937	\$	20.00	\$	1,199,000.00
Detention Equip. Locking	59,937	\$	18.00	\$	1,079,000.00
Kitchen Equipment		lump sum		\$	450,000.00
		\$	288.00		
Construction Subtotal					
Construction contingency @10%					
Inflation contingency @ 10%					
<b>Total Construction Cost</b>					

Cost / Sq Foot \$ 421.48

#### Soft Costs

Consulting Fees	Est.	\$300,000
A/E Fees	Est.	\$1,871,914.20
Reimbursables	Est.	\$85,000.00
F. F. and E.	Est.	\$1,768,340.00
Surveys / Geotechnical Reports	Est.	\$35,000.00
Miscellaneous	Est.	\$10,000.00

Soft Costs **\$4,070,254.20**

Note: Estimate assumes adequate Utilities will be available at time of construction along property line.