Deputy Chief of Prisons Amanda Gentry IDOC 1299 N. Orchard st., Ste. 110 Boise, ID 83706

1-31-22

Dear Deputy Chief Gentry,

After three months of patiently waiting for your response to Grievance #IM210000467, I find myself upset that the concern I presented was not the one addressed. I was simply seeking somew form of proof to show our "charitable donations" are going to actual charities.

Throughout the month of Dsecember this department touted the cash donations they collected from their inmates to feed families in the community and provide them with a Christmas experience. Were no records kept of these moneys as well?

It should matter little that our year-round donations are made in the form of inmate property. The money coming from our pockets is many times that of anything done around Christmas time. Nearly every time we sign a confiscation/property disposition form, we're told we're giving to charities. Certainly you can understand how we would like some proof?

With all due respect, I feel this was an incredibly easy issue to attend to. Because I am extremely disappointed with how it has been handled, along with my previous public records requests and this communique, I will be forwarding this grievance to the Department of Justice, Civil Rights Division, as well as the Idaho Center for Fiscal Policy. These items will accompany my request that an inquiry be made into how this department chooses its charities and the reason why signatures of receipt aren't kept from those that are actively benefiting.

In friendship and incarceration,

Patrick Irving 82431

PO Box 51 (IMSI)

Boise, ID 83707

bookofirving82431.com

PRT3NCRCF

Pink copy to resident (after receiving staff's signature). Original and yellow to responding staff (after completing reply, yellow copy returned to resident.) Last Rev. 1/21

IDAHO DEPARTMENT OF CORRECTION Resident Concern Form

Collected/Received: 7/29/21 (Date collected or Received) ISSUB/CONCERN: That is a public creared request for a list of all the charities libe has bushed offender groperty to over the last 12 months, a description of how suit charities are chosen, and a copy IDOC Number: 3743 Date: (-28-z) Date: (Description of the Issue must be written only on the lines provided above.) least one, receipt that shows how these donations are traduced. To: T. Young (Address to appropriate staff: Person most directly responsible for this issue or concern) Associate ID #: Associate ID # 6077 Signature of Staff Member Acknowledging receipt) Institution, Housing Unit, & Cell: 1,4451 3549 Responding Staff Signature: Resident Name: h Resident signature: _ Reply:

Winkelman, Jesse

From:

IDOC_REPLY@idoc.idaho.gov

Sent:

Thursday, July 29, 2021 1:57 PM

To:

Winkelman, Jesse

Subject:

IDOC Records Request

Attachments:

NOTICE OF ACTION ON PUBLIC RECORDS REQUEST.pdf

Dear Patrick,

We have received your request regarding the records of donating property to charitable organizations. There are no records pertaining to this request. If you have any further questions relating to this matter, please contact your facilities' property office.

Thank you, Idaho Department of Correction

** DO NOT REPLY TO THIS MESSAGE. IT HAS BEEN SENT FROM AN UNMANAGED ACCOUNT. **



NOTICE OF ACTION ON PUBLIC RECORDS REQUEST

| IDAHO DEPARTMENT OF CORRECTION |
|--------------------------------|
| 1299 N. Orchard, Suite 110 |
| Boise, Idaho 83706 |
| |

Dear Patrick,

The Idaho Department of Correction received your public records request on: 7/29/2021.

Your request was denied in its entirety.

Since your request was denied in part or entirely, the Department had the opportunity to consult with, or the request was reviewed by, the deputy attorneys general who represent the Idaho Department of Corrections.

Since your request was denied in part or entirely, you have the right to appeal the denial of your request by filing a petition in conformance with the provisions of the Idaho Public Records Law, Title 74, Chapter 1, Idaho Code. Your petition must be filed in the Fourth Judicial District Court of the State of Idaho within One Hundred Eighty (180) calendar days of the date of mailing of this notice.

Pursuant to:

| Ü | Idaho Code 74-104(1) |
|------|--|
| - 1 | 42 Code of Federal Regulations (CFR) |
| Ü | Idaho Code 74-104(2) |
| | Idaho Code 74-105(1) |
| | Idaho Administrative Rule (IDAPA) 06.01.01.108 |
| Ũ | Idaho Code 74-105(12) |
| Ü | Idaho Code 74-106(1) |
| | Idaho Code 74-106(4)(h) |
| ٠, : | Idaho Code 74-108(6) |
| 7 | No Record Found |
| | |
| Ad | ditional Comments (if any): |
| Νo | documents relating to this request. |

| | Health Insurance Portability and Accountability Act (HIPAA) $$ |
|-----|--|
| . j | Family Educational Rights and Privacy Act (FERPA) |
| | Idaho Criminal Rule 32 |
| | Idaho Code 74-105(4)(a) |
| 0 | Idaho Code 74-105(4)(b) |
| | Idaho Code 74-105(14) |
| j | Idaho Code 74-106(4)(g) |
| | Idaho Code 74-106(13) |
| -, | Idaho Code 74-113(3)(e) |
| | Other |

Sincerely, Jesse Winkelman 208-658-2000 Constituent Services



Idaho Department of Correction Grievance Form

Offender Name:

IRVING, PATRICK SEAN

Location:

IMSI A-BLOCK 21B

Offender Number:

82431

Number:

IM 210000467

Category:

POLICY OR SOP

Offender Grievance Information

Date Received:

09/30/2021

The problem is:

IDOC is not keeping track of the inmate donations they've collected for years. There are neither records nor receipts of charities being donated to, nor information suggesting how are charitable donations have been distributed. An estimated hundred of thousands of dollars in inmate property donations are unaccounted for.

I have tried to solve this problem informally by:

Concern form to the IDOC Executive Financial Officer.

I suggest the following solution for the problem:

Keep financial records of charitable inmate donations and form a resident committee to participate in deciding how our charitable donations are distributed.

Level 1 - Initial Response

Date Forwarded:

09/30/2021

Date Returned:

10/05/2021

Date Due Back:

10/14/2021

Level 1 Responder:

SOUTHWICK,

The response from the staff member or person in charge of the area/operation being grieved:

This issue is not a matter of policy; it's a matter of practicality. Facilities lack the space, time, and staff resources to be able to divide books and other donations of excess property into various piles based on where the resident might feel they want it to go. Nor would it ever be practical to track every item. Such property is piled up all together than picked up/sent to which ever donation location spot is on the list for that month. Some facilities rotate the places the donations go to. Other facilities may only have one charity close enough to make donating practical. Tracking each individual item donated, the resident who donated it, and the charity it ended up would be a monumental task and very impractical.

Date: 01/31/2022 10:50 Created By: mchick Page 1 of 2

IM 210000467

IRVING, PATRICK SEAN

82431

Level 2 - Reviewing Authority Response

Date Forwarded:

10/05/2021

Grievance Disposition:

DENIED

Date Due Back:

10/21/2021

Level 2 Responder:

WHITE, JANEENA

Date Returned:

10/21/2021

Response sent to offender:

10/21/2021

Your grievence has been reviewed and I find:

I concur. We are not able to track each item that has been donated, who donated it, etc.

Offender Appeal

Offender Comments:

This is less a matter of IDOC's failing to track "every" donation than it is a matter of they're failing to track any. Following a public records request, this department was unable to offer any proof at all that even one charity has been donated to. If truckfulls of donations are being made then a date and a signature from the receiving organization would suffice. This is neither an "impractical" nor a "monumental" task, and the Department, open request, should be able to offer some kind of proof that inmate donations are going to charity. As of right now per public records requests, they can not

Level 3 - Appellate Authority Response

Date Appealed:

10/26/2021

Grievance Disposition:

DENIED

Date Forwarded:

10/26/2021

Level 3 Responder:

GENTRY, AMANDA

Date Due Back:

11/10/2021

Response sent to offender:

01/31/2022

Date Returned:

01/27/2022

Your appeal has been reviewed and I find:

The property disposition sheet attached to current policy documents: Resident Name, number and date. Resident is given 3 options for disposition Donate to charitable organization, destroy, mail out at their expense, or pick up by family member with in 30days. This form is signed by both the resident and approving authority. This is adequate documentation, we don't have the capacity to track individual donations therefore this grievance is denied.

Date: 01/31/2022 10:50

Created By: mchick