I. POLICY

The Department of Corrections requires its facilities to maintain and distribute a listing of the general categories of prohibited offender acts consistent with the provisions of this policy.

II. APPLICABILITY

All facilities Department owned and contracted, as specified in contract.

III. DEFINITIONS

None.

IV. DEPARTMENT DIRECTIVES

A. Prohibited Acts

1. In order to establish a firm foundation for offender conduct and the facility disciplinary process, the Department prohibits specific acts in its facilities.

2. The Department’s legal services bureau will review the Department’s prohibited acts policy and corresponding facility operational procedures annually to ensure compliance with current statutory and case law requirements.

3. Although it is impossible to define every possible prohibited act or rule violation, the following acts are prohibited in all Department facilities:
   1) homicide
   2) assaulting any person
   3) threatening bodily harm or death to any person
   4) escape, attempting to escape, planning to escape, or leaving the facility without permission
   5) rioting or encouraging others to riot or cause an incident
   6) possessing or introducing ammunition, explosives, guns or other weapons
   7) taking hostages
   8) setting a fire
   9) fighting with another person(s)
   10) engaging in sexual acts, making sexual proposals or threats; indecent exposure
   11) possessing, introducing, or using any narcotic, narcotic paraphernalia, drugs or intoxicant not prescribed for the offender by medical staff
   12) possessing contraband
   13) extortion, blackmail, protection; i.e., demanding or receiving anything of value in
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return for protection against others to avoid bodily harm or under threat of informing
14) interfering with a staff member performing his/her duties
15) conduct which disrupts or interferes with the security or orderly operation of the facility, housing unit, or workplace
16) destroying, altering, or damaging facility property or the property of another person
17) theft or possessing stolen property
18) counterfeiting, forging, possession or unauthorized reproduction of any signature, document, article of identification, money, security or official papers
19) violating a condition of furlough, pass, or any other conditional or temporary release
20) refusing to work, report to work, or accept a program assignment
21) loaning or possessing property belonging to another person or the government, or loaning property or anything of value for profit or increased return
22) gambling or other illegal activity for gain
23) being in an unauthorized area
24) failing to abide by the conditions of a disciplinary disposition
25) failing to obey a staff member’s order
26) interfering with due process
27) misusing authorized medication
28) encouraging, facilitating, attempting to commit any prohibited act, or being an accomplice or a conspirator in committing such acts
29) lying or providing a false statement to a staff member
30) inappropriate conduct with a visitor
31) failing to follow safety or sanitation regulations; being unsanitary or failing to keep oneself or one’s quarters according to facility standards
32) unauthorized communication
33) insolent or disrespectful behavior toward a staff member
34) smoking or using tobacco products or paraphernalia
35) conducting unauthorized business
36) fraudulent claims for medical care, malingering or feigning an illness
37) refusing to provide a urine or breath sample for testing purposes
38) failing to report as directed
39) giving or offering any official or staff member a bribe or anything of value
40) violating any municipal, county, state, or federal law
41) failing to comply with, being late for, or interfering with offender count
42) using abusive language toward any person
43) participating in an unauthorized meeting or gathering
44) violating established facility rules

B. Categories of Offenses

1. Facilities may list prohibited acts into major and minor offense categories.

2. Acts categorized as major offenses are considered perilous and must be resolved formally.

3. At the discretion of staff, any other prohibited acts may be referred for formal disciplinary proceedings.
C. Offender Advisement

1. Facilities will ensure that the list of prohibited acts is:
   a. written in a language spoken by the majority of the offender population;
   b. posted in each facility housing area; and
   c. readily available to all offenders and facility staff.

2. Offenders will sign a form acknowledging they have received and understand the prohibited acts information in accordance with DOC Policy 4.1.2 Offender Reception and Orientation.

V. CLOSING

Questions concerning this policy should be directed to the facility administrator or Department’s Legal Services Bureau.

VI. REFERENCES

B. DOC Policies 3.4.1 Offender Disciplinary System; 4.1.2 Offender Reception and Orientation

VII. ATTACHMENTS

None.