

BOC Rules 60-Day Report: Punitive Segregation  
 Reporting period October 1, 2018 to November 30, 2018

(i)	the number of inmates held in punitive segregation	Census on November 30: 129
	the number of inmates waiting to be held in punitive segregation	Backlog on November 30: 845 (276 GP and 569 MH)
(ii)	data related to the length of punitive segregation sentences and the frequency of the types of offences resulting in punitive segregation sentences	(see attachment)
(iii)	the status of the reduction of punitive segregation sentences from ninety (90) to thirty (30) days and any other efforts to reduce the use of and length of stay in punitive segregation	The Department's new sentencing grid, designed around a 30 day maximum sentence, went into effect on February 21, 2015. The only possible sentence that may be longer than 30 days would be for assaults on staff that cause serious injury.
(iv)	the status of implementation of the Department's planned policy to require that an inmate be released from punitive segregation for a minimum of seven (7) days before returning to punitive segregation	The 30 day length of stay limit began when the new rules went into effect on February 21, 2015. From that time on, all inmates who serve 30 consecutive days are released for at least seven days before they may return to punitive segregation, unless the Chief of Department has approved an override.
(v)	the number of punitive segregation sentences of thirty-one (31) to forty-five (45) days in duration given to inmates for a serious assault on staff, disaggregated by whether the sentence was approved or disapproved by the Chief of Department of a designee;	None
(vi)	the number of punitive segregation sentences exceeding forty-five (45) days in duration given to inmates for a serious assault on staff, disaggregated by whether the sentence was approved or disapproved by the Chief of Department of a designee;	Sentences given: 3 <ul style="list-style-type: none"> <li>• Approved by the Chief: 2</li> <li>• Denied by the Chief: 1</li> </ul>
(vii)	the number of punitive segregation sentences the Chief of Department or a designee reviewed forty-five (45) days after commencement and the number of instances where, as a result of this review, an inmate was placed in an alternative housing unit for the remainder of the sentence;	Number of reviews: 1 Number that were placed in alternative housing: 0

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(viii)	the number of requests submitted to the Chief of Department to hold an inmate in punitive segregation for more than a total of sixty (60) days within a six (6) month period, disaggregated by whether the request was approved or disapproved by the Chief of Department;	Total number of requests: 12 <ul style="list-style-type: none"> <li>• Total number approved: 8</li> <li>• Total number disapproved: 4</li> </ul>
(ix)	the number of inmates who received two (2) or more placements in punitive segregation pursuant to section 1-17(d)(3);	0
(x)	the number of inmates currently in Department custody who have, during their current incarceration, been housed in punitive segregation a total of:	
	one (1) to thirty (30) days	510
	thirty-one (31) to sixty (60) days	153
	sixty-one (61) to ninety (90) days	61
	ninety-one (91) to one-hundred-twenty (120) days	29
more than one-hundred-twenty (120) days	16	
(xi)	the number of inmates currently housed in punitive segregation (November 30), who have been held there, consecutively, for:	
	one (1) to thirty (30) days	128
	thirty-one (31) to sixty (60) days	1
	sixty-one (61) to ninety (90) days	0
	ninety-one (91) to one-hundred-twenty (120) days	0
more than one-hundred-twenty (120) days	0	

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(xii)	a plan and timeline detailing steps necessary to reduce the length of punitive segregation sentences and to reduce the number of inmates housed in punitive segregation	Punitive segregation sentences have been reduced to a maximum of 30 days, with possible exception for assaults on staff that cause serious injury. Punitive segregation has been eliminated for all inmates aged 16-21. Additionally, DOC has partnered with the Vera Institute of Justice to develop safe alternatives to segregation. This nearly two year project includes a year of policy and procedure assessment before reforms are recommended and implemented. DOC will share any recommendations with the Board when they are issued.
(xiii)	data related to the amount of recreation provided to inmates housed in punitive segregation	Number of inmates who went to rec: 1146
	data related to the amount of out-of-cell time provided to inmates housed in punitive segregation	Number of inmates who received 7 hours per day of out-of-cell time: 45 Average daily population who received 7 hours of out-of-cell time: 2
(xiv)	any other information the Department or the Board deems relevant to the Board's assessment of punitive segregation in Department facilities	Information has been shared with the Board as it has been requested.

\*Total includes all punitive segregation and RHU areas Department-wide.

**Report on Hearing Results with Sentences to Restrictive Housing for Rule Violations Committed in October and November 2018**

Rule Violation Grade	Pun. Seg. Type	Rule #	# of Cases	Average Sentence to PS (days)	Minimum Sentence to PS (days)	Maximum Sentence to PS (days)	Rule Description
1	PS I	101.1	208	28.9	10	60	Assault on staff with injury or attempted injury.
		101.14	133	20.1	5	30	Fighting / physical struggle with an inmate resulting in injury.
		101.12	94	24.6	10	30	Assault on inmate with injury or attempted injury.
		109.1	62	10.3	4	20	Shall not physically resist staff members.
		103.1	40	24.5	10	30	Make, possess, sell or exchange any type of contraband weapon.
		101.13	29	28.0	10	30	Assault or attempted assault to any person with a weapon.
		101.11	25	24.4	10	30	Assault on any other person with injury or attempted injury, including spitting, throwing any object or substance.
		100.1	14	30.0	30	30	Arson
		103.11	5	12.0	10	20	Make, possess, sell, give or exchange any amount of narcotic, narcotic paraphernalia or any other controlled substance.
		130.1	5	9.0	5	10	Shall not refuse to provide a urine, hair, saliva or other sample.
		103.10.6	3	18.7	11	25	Return all Department-issued razors after shaving is completed.
		103.12.6	2	25.0	20	30	Possess any contraband with intent to sell or distribute such contraband - if contraband is weapon, drug, or escape contraband.
		106.1	2	17.5	15	20	Shall not lead / attempt to lead or encourage others to participate in boycotts, work stoppages or other demonstrations.
		111.1	1	30			Shall not escape or aid others to escape or attempt to escape or aid others to escape.
		114.1	1	30			Shall not take or hold any person hostage.
		121.12	1	20			Shall not encourage or in any way persuade other inmates to take any action in order to take control over the area (rioting).
	127.1	124	11.1	1	20	Shall not make any threat whether spoken in writing or by gesture against staff member.	
	126.1	68	18.5	5	30	Shall not tamper with, destroy or sabotage any security related devices or equipment.	
	107.1	14	12.6	7	20	Misuses, defaces, or destroys City property with a value greater than \$100.	
	103.05	7	11.0	7	20	Possess tobacco-related products.	
	103.12.5	4	21.3	15	30	Possess any type of electronic telecommunication and/or recording devices.	
	103.12.7	4	10.0	10	10	Possess money exceeding \$20.	
	106.11	4	10.0	10	10	Shall not participate in boycotts, work stoppages, or other demonstrations.	
	112.1	2	15.0	10	20	Shall not make threats, spoken, in writing or by gesture against a staff member for the purpose of obtaining any benefit.	
	103.12	1	15			Make, possess, sell, give or exchange any type of escape paraphernalia.	
	128.1	1	20			Shall not gather in unauthorized groups anywhere.	
131.1	1	15			Any actions that targets a person or group in a negative or hostile manner (acts of hate, issues listed in 131.00).		
2	PS 2	101.17	192	8.2	1	10	Fighting / physical struggle with an inmate, no injury.
		120.1	163	8.0	2	10	Shall obey all orders of Department staff (stop fighting /assaulting another inmate, to be frisked, to have cell searched to be locked-in/out, etc.).
		101.16	91	8.8	2	10	Assault or attempted assault to any other person, not a staff person, no weapon, no injury.
		109.12	21	9.0	4	10	Shall not verbally abuse or harass staff members or make obscene gestures towards any staff members.
		117.1	11	9.0	5	10	Shall follow facility rules and staff orders relating to movement inside and outside of the facility, including dealing with seating, lock-in and lock-out.
		122.12	10	9.2	2	10	Shall not expose private parts in lewd manner.
		103.15	4	5.0	5	5	Possess money not in excess of \$20.
		124.1	4	8.8	5	10	Shall not steal property belonging to another person or the City.
		104.1	2	7.0	4	10	Shall not intentionally cause a miscount.
		105.1	2	7.5	5	10	Shall not create a fire hazard, health hazard or other safety hazard.
		124.11	2	7.5	5	10	Shall not possess property belonging to any other person or the City.
		103.13	1	10			Exchange or sell prescription drugs or non-prescription drugs.
		105.13	1	10			Shall not flood any living area or another area in the facility.
		122.11	1	5			Shall not voluntarily engage in sexual activity with any other person.
125.1	1	10			.Shall not destroy, tamper with, change, counterfeit or give other inmates any institutional documents, passes, ID cards.		
<b>All Hearing Results with Sentences to PS</b>			<b>1,361</b>	<b>16.2</b>	<b>1</b>	<b>60</b>	