

BOC Rules 60-Day Report: Punitive Segregation
 Reporting period December 1, 2021 to January 31, 2022

(i)	the number of individuals held in punitive segregation	Census on January 31: 32
	the number of individuals waiting to be held in punitive segregation	Backlog on January 31: 1,496 (1,148 MH / 348 GP)
(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 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 individual 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 individuals 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 individuals 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 individuals 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: 1 <ul style="list-style-type: none"> • Approved by the Chief: 1 • Denied by the Chief: 0
(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 individual was placed in an alternative housing unit for the remainder of the sentence;	Number of reviews: 0 Number that were placed in alternative housing: N/A

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(viii)	the number of requests submitted to the Chief of Department to hold an individual 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: 0 <ul style="list-style-type: none"> • Total number approved: N/A • Total number disapproved: N/A
(ix)	the number of individuals who received two (2) or more placements in punitive segregation pursuant to section 1-17(d)(3);	-
(x)	the number of individuals currently in Department custody who have, during their current incarceration, been housed in punitive segregation a total of:	
	one (1) to thirty (30) days	438
	thirty-one (31) to sixty (60) days	184
	sixty-one (61) to ninety (90) days	98
	ninety-one (91) to one-hundred-twenty (120) days	55
	more than one-hundred-twenty (120) days	72
(xi)	the number of individuals currently housed in punitive segregation (November 30), who have been held there, consecutively, for:	
	one (1) to thirty (30) days	32
	thirty-one (31) to sixty (60) days	0
	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 individuals 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 individuals 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 individuals housed in punitive segregation	Number of individuals who went to recreation: 876
	data related to the amount of out-of-cell time provided to individuals housed in punitive segregation	Number of individuals who received 7 hours per day of out-of-cell time: 0 Average daily population who received 7 hours of out-of-cell time: 0
(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.

Report on Hearing Results with Sentences to Restrictive Housing for Rule Violations Committed in December 2021 and January 2022

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 1	101.1	107	27.3	10	30	Assault on staff with injury or attempted injury at any staff member, including spitting, throwing any object or substance.	
		101.13	49	29.1	20	30	Assault or attempted assault to any person with a weapon.	
		101.14	46	21.5	10	30	Fighting /physical struggle with an inmate resulting in injury.	
		101.12	43	26.3	5	30	Assault on inmate with injury or attempted injury, including spitting, throwing any object or substance.	
		103.1	26	23.7	13	30	Make, possess, sell or exchange any type of contraband weapon.	
		100.1	15	27.7	21	30	Arson -- intentionally starts or attempts to start any fire or causes or attempts to cause any explosion.	
		101.15	5	28.2	21	30	Gang assault on an incarcerated individual.	
		111.1	3	30.0	30	30	Shall not escape or aid others to escape or attempt to escape or aid others to to escape.	
		121.1	3	30.0	30	30	Shall not take any action with the intention of taking control over any area of any facility (rioting).	
		103.12.6	2	25.0	20	30	Possess any contraband with intent to sell or distribute such contraband - if contraband is weapon or escape contraband.	
		103.10.5	1	30			Possess or transport Department-issued razor outside of housing area.	
		103.10.6	1	11			Return all Department-issued razors after shaving is completed.	
		122.1	1	15			Shall not force or in any way coerce any person to engage in sexual activities	
	109.1	PS 2	109.1	27	9.4	5	15	Shall not physically resist staff members.
	126.1		16	22.9	10	30	Shall not tamper with, destroy or sabotage any security related devices or equipment.	
	127.1		8	11.8	4	20	Shall not make any threat whether spoken in writing or by gesture against staff member.	
	107.1		5	14.0	10	20	Misuses, defaces, or destroys City property with a value greater than \$100.	
	128.1		5	5.0	5	5	Shall not gather in unauthorized groups anywhere.	
	103.05		2	12.5	10	15	Possess tobacco-related products.	
	103.12.5		2	25.0	20	30	Possess any type of electronic telecommunication or recording devices.	
	106.1		2	10.0	10	10	Shall not lead /attempt to lead or encourage others to participate in boycotts, work stoppages or other demonstrations.	
	109.11		2	15.0	10	20	Shall not harass or annoy staff members by touching or rubbing against them.	
	103.11		1	10			Make, possess, sell, give or exchange any amount of narcotic, narcotic paraphernalia or any other controlled substance.	
103.12.7	1		1			Possess money exceeding \$20.		
130.1	1		5			Shall not refuse to provide a urine, hair, saliva or other sample.		
2	120.1		42	9.3	4	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	32	9.5	5	10	Assault or attempted assault to any other person, not a staff person, no weapon, no injury.		
	101.17	32	8.8	1	10	Fighting / physical struggle with an inmate, no injury.		
	105.1	3	10.0	10	10	Shall not create a fire hazard, health hazard or other safety hazard.		
	109.12	3	7.7	5	10	Shall not verbally abuse or harass staff members or make obscene gestures towards any staff members.		
	117.1	2	6.5	3	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	2	10.0	10	10	Shall not expose private parts in lewd manner.		
	104.1	1	10			Shall not intentionally cause a miscount.		
All Hearing Results with Sentences to Restrictive Housing			491	20.3	1	30		