

NEW MEXICO CORRECTIONS DEPARTMENT

"We commit to the safety and well-being of the people of New Mexico by doing the right thing, always."

Courage Responsibility Ethics Dedication - CREDibly serving the public safety of New Mexico

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ISSUE DATE: 07/23/15 REVIEWED: 12/29/17 EFFECTIVE DATE: 07/23/15 REVISED: 12/03/15

CD-141100

TITLE: Protective Custody Policy

AUTHORITY:

A. NMSA 1978, Section 33-1-6

REFERENCE:

- A. Restrictive Housing/Special Management Population Policy CD-141500
- B. Predatory Behavior Management Program CD-141000
- C. ACA Standards 4-4249,4-4251, Standards for Adult Correctional Institutions, 4th Edition.

PURPOSE:

A. Establish guidelines on managing inmates who request protective custody. [4-4251]

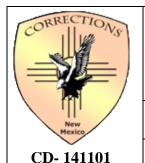
FORMS:

A. Enemy Update Information form (CD-141101.1)

POLICY:

- A. It is the policy of New Mexico Corrections Department that inmates will not be placed in any long-term segregation housing for protective custody reasons.
- B. Inmates with protective custody issues will *only* be placed in restrictive housing if all other viable alternatives have been exhausted. [4-4249]
- C. Protective custody issues will be thoroughly and properly investigated.

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	12/29/17
David Jablonski, Secretary of Corrections	Date
New Mexico Corrections Department	



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TITLE: Protective Custody Procedure

AUTHORITY:

Policy: CD-141100

PROCEDURES:

General Principles

- A. Inmates requesting protective custody will be thoroughly interviewed.
- B. Inmates will not be permitted to request protective custody by making broad, generalized statements. i.e. "I am in danger."
- C. After or outside regular hours, follow up questions are mandatory. Examples include:
 - 1. Why are you in danger?
 - 2. Who are your enemies? Why?
 - a. Enemies must be identified
 - b. Ex. Photo Array, Monikers, Etc.
 - 3. Why do you owe money? How?
 - 4. What kinds of drugs did you purchase?
 - 5. Where did you testify against this inmate?
 - 6. Any other relevant questions
- D. During regular working hours, follow up questions are mandatory. Examples include:
 - 1. Why are you in danger?
 - 2. Who are your enemies? Why?
 - a. Enemies must be identified.
 - b. Ex. Photo Array, Monikers, Etc.

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- 3. Why do you owe money? How?
- 4. What kinds of drugs did you purchase?
- 5. Where did you testify against this inmate?
- 6. Any Investigations prior to lock up.
- 7. Review of documentation on CMIS/ Inmate File
- 8. Any other relevant questions
- E. Proper investigations on protective custody issues will be initiated and completed on the **Enemy Update Information** form (*CD-141101.1*) and will be signed by the inmate. [4-4251]
- F. As a result of these investigations, predatory inmates will be held accountable.
- G. Shift Supervisor/Administrator will ensure all information is gathered and will then notify the Deputy Warden.
- H. Deputy Warden will ensure the information is complete and will contact the Warden for approval.
- I. 72 hour reviews shall be reviewed by the Warden or designee within seventy-two (72) hours, including weekends and holidays.

David Jablonski, Secretary of Corrections New Mexico Corrections Department

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12/29/17 Date

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NEW MEXICO CORRECTIONS DEPARTMENT Enemy Update Information

INMATE NAME:	NMCD#:	FACILITY:	
I am requesting Protective Custody. I hereby sofficials in identifying the inmates I consider to information prison officials need to investigate investigator are true and correct to the best of my	be enemies, the rea this claim. I certif	sons for my need for protection an	nd any other
Who is the enemy: INMATE NAME:		NMCD#:	-
What happened between the two inmates:			
When did the incident occur:			
Where did the incident occur:			
Why was the incident not resolved:			
Staff member interviewing inmate (Print/Sign)		Date	
FACILITY Facility Corroboration of Incident:	ADMINISTRATIV	E STAFF	
Facility Action to resolve enemy situation (exam	ple – mediation):		
Inmate Name (Print/Sign)		Date	
Investigating Staff (Print/Sign)		Date	
Warden Review (Print/Sign)		Date	