 <p><b>CD-142000</b></p>	<p><b>NEW MEXICO CORRECTIONS DEPARTMENT</b></p> <p><i>"We commit to the safety and well-being of the people of New Mexico by doing the right thing, always."</i>  <b>Courage Responsibility Ethics Dedication - CREDibly serving the public safety of New Mexico</b></p>		
	<p><b>ISSUE DATE:</b> 12/03/15</p> <p><b>EFFECTIVE DATE:</b> 12/03/15</p>	<p><b>REVIEWED:</b> 03/15/18</p> <p><b>REVISED:</b> 03/15/18</p>	
	<p><b>TITLE: Drug Suppression Program</b></p>		

**AUTHORITY:**

- A. NMSA 1978, Section 33-1-6
- B. Policy *CD-090100*

**REFERENCES:**

- A. ACA Standards 4-4226, *Standards for Adult Correctional Institutions, 4<sup>th</sup> Edition.*

**PURPOSE:**

To provide intensive treatment for inmates with drug trafficking offenses in a close custody General Population setting and to temporarily separate these inmates from other general population inmates to protect the integrity of recidivism reduction programming in those populations.

**APPLICABILITY:**

All inmates and staff of the New Mexico Corrections Department.

**FORMS:**

- A. **Unit Management Team DSP Completion Decision** form (*CD-142000.1*)
- B. **Inmate DSP Placement Appeal** form (*CD-142001.2*).
- C. **DSP/SMP Referral Checklist** form (*CD-141601.2*)

**ATTACHMENTS**

- A. **Sample DSP Referral Memorandum Attachment** (*CD-142001.A*)

**DEFINITIONS:**

None

**POLICY:**

- A. It is the policy of the New Mexico Corrections Department to provide treatment to offenders who have demonstrated the inability to habilitate themselves through programs offered to

them for treatment of substance addiction; or those who have contributed to the deviation from this objective by introducing the illicit contraband into facilities.

- B. Designation of units; the Penitentiary of New Mexico North Facility or other units as designated by the Director of Adult Prisons or Designee.




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David Jablonski, Secretary of Corrections  
New Mexico Corrections Department

03/15/18

Date

 <p><b>CD-142001</b></p>	<h1>NEW MEXICO CORRECTIONS DEPARTMENT</h1> <p>"We commit to the safety and well-being of the people of New Mexico by doing the right thing, always."  <b>C</b>ourage <b>R</b>esponsibility <b>E</b>thics <b>D</b>edication - <b>CRED</b>ibly serving the public safety of New Mexico</p>			
	<b>ISSUE DATE:</b> 12/03/15	<b>REVIEWED:</b> 03/15/18	<b>EFFECTIVE DATE:</b> 12/03/15	<b>REVISED:</b> 03/15/18
	<b>TITLE: Drug Suppression Program</b>			

**AUTHORITY:**

Policy: *CD-142000*

**PROCEDURE:**

**A. Placement**

1. The following sets of criteria apply for when an inmate may be placed in the Drug Suppression Program (DSP):
  - a. Any inmate found guilty of Dealing in Dangerous Drugs A(19): Selling, trading, giving away, introducing, attempting to introduce, or conspiring to introduce any quantity of any item defined as a dangerous drug. There are written rules of inmate conduct that specifies acts prohibited within the institutions and the penalties that can be imposed for various degrees of violation. **[4-4226]**
  - b. The inmate must have received 365 days loss of visitation privileges, 365 days loss of canteen privileges (hygiene and stationary as exceptions), and 365 days loss of phone privileges upon the finding of guilt for A(19).
  - c. Recommendation from Facility Warden to Restrictive Housing Administrator, using the format in the **Sample DSP Referral Memorandum Attachment (CD- 142001.A)**. The decision for placement will be made by a three (3) member panel appointed by the Director of Adult Prisons with the sole authority to approve entry. The Director of Adult Prisons may not be a member of the Board.
2. Recommendations from the Facility Warden must be made immediately after the Deputy Warden has approved the disciplinary decision.
3. Upon placement at the designated DSP facility, the inmate may appeal the decision to the Director of Adult Prisons on the **Inmate DSP Placement Appeal** form (*CD-142001.2*).
4. DSP Placement Appeals:
  - a. The following appeal language will be read to the inmate verbatim:

- An inmate may appeal the decision of placement in DSP. The appeal will be filed using the **Inmate DSP Placement Appeal** form (*CD-142001.2*).
- Appeal forms submitted to any individual other than the Warden will not require a response;
- The inmate must state the specific reason(s) for his or her disagreement with the decision and should include any documentation supporting their claim;
- The inmate shall submit only one appeal regarding his placement and must include all reasons he or she disagrees with the decision;
- The inmate shall not include other issues that are not relevant to the placement decision Such as, timelines listed in the referral or placement procedures. Such issues will not require a response;
- The inmate must submit the appeal to the facility Warden no later than fifteen (15) working days after receiving the written decision.
  - b. The Warden will collect appeals and maintain a tracking system that indicates the dates that the appeals are received and forwarded to Central Office for processing.
  - c. The Director of Adult Prisons will review the appeal and is responsible for final action. The decision will be documented and forwarded to the facility Warden, who will provide a copy to the inmate. The decision will be final and not subject to further appeal.
  - d. The Warden is responsible for providing a copy of the decision to the Classification Supervisor who will ensure that the copy is placed in the inmate's file and will initiate any action required based on the appeal.

## **B. DSP Programs and Requirements**

1. Inmate programs in the DSP include Substance Abuse, Cognitive Education, Work Programming & GED preparation, Victim Empathy and Trauma Informed Care.
2. Lump Sum Awards will not be awarded while an inmate is in DSP other than those that are statutorily required.
3. In order to control drug use and trafficking in the DSP the following restrictions will occur:
  - a. All mail, with the exception of legal mail, will be photocopied and given to the inmate.
  - b. No in-person visits. When available, remote video visitation will be granted on a case by case basis as approved by the Unit Management Team.

- c. Unannounced Urinalysis Testing of Inmates-Testing Unknown Substances will occur on every inmate randomly every month.
4. Inmates will be authorized property items found in Policy CD-150200 Inmate Property.

### C. Successful Completion and Release from DSP

1. Inmates must have been housed in the DSP for 365 days to be considered for successful completion. Credit toward the 365 day completion requirement will not be granted for days spent away from the designated DSP facility (out to court, medical). Time period away must exceed one (1) calendar day.
2. Inmates will be released to the general population setting upon successful completion of DSP.
  - a. Inmates successfully completing the DSP program will not have received any finding of guilt on misconduct reports for A16, A17, A18 or A19, and have participated in the DSP-offered programs. Programs offered include Substance Abuse Counseling, Cognitive Education, Work Programming, GED Preparation or other Education, and Victim Empathy.
  - b. Successful completion will be determined by the Unit Management Team and approved by the Director of Adult Prisons and documented on *form CD-142000.1 Unit Management Team DSP Completion Decision*.
  - c. Release from DSP may include placement in the Special Management Population (*CD-141600*).
  - d. Sanctions will run consecutively to sanctions imposed on original placement into DSP.
  - e. Inmate will remain in DSP until all consecutive sanctions are complete.



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David Jablonski, Secretary of Corrections  
New Mexico Corrections Department

03/15/18  
Date

**NEW MEXICO CORRECTIONS DEPARTMENT**  
**Unit Management Team DSP Completion Decision**

Inmate Name: \_\_\_\_\_ NMCD#: \_\_\_\_\_ Date: \_\_\_\_\_

Date sanctions imposed for the finding of guilt for A19: \_\_\_\_\_

Date of Admission to Drug Suppression Program: \_\_\_\_\_

Programs Completed in DSP (check all that apply):

- |   |   |
|---|---|
| <input type="checkbox"/> Substance Abuse Counseling | <input type="checkbox"/> Cognitive Education                |
| <input type="checkbox"/> Work Programming           | <input type="checkbox"/> GED Preparation or other Education |
| <input type="checkbox"/> Victim Empathy             | <input type="checkbox"/> Other: _____                       |

Inmate disciplinary history from date of admission to today's date:

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(Inmate must not have received any misconduct reports for A16, A17, A18 or A19)

The listed inmate has successfully completed the Drug Suppression Program as determined by the Unit Management Team:  Yes  No

\_\_\_\_\_  
UMT Chairperson Signature

Date: \_\_\_\_\_

\_\_\_\_\_  
Director of Adult Prisons Signature

Date: \_\_\_\_\_

**NEW MEXICO CORRECTIONS DEPARTMENT**  
**Inmate DSP Placement Appeal**

Inmate Name: \_\_\_\_\_ NMCD#: \_\_\_\_\_

Institution: \_\_\_\_\_ Housing Unit: \_\_\_\_\_

Date Of Placement in DSP: \_\_\_\_\_

Note: This Form Must Be Submitted To The Facility Warden Within 15 Days Of DSP Placement.

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State Appeal: Include Documentation And Specific Reasons For Your Appeal. Use Additional Pages, If Necessary:

Inmate's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

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**SUBMIT DIRECTLY TO FACILITY WARDEN. COPIES MAILED TO ANY OTHER INDIVIDUAL WILL NOT REQUIRE RESPONSE.**

Received by: \_\_\_\_\_  
Warden

\_\_\_\_\_ Date

Mailed to Director of Adult Prisons on the following date: \_\_\_\_\_

To Be Completed By The Director of Adult Prisons:

Date Received: \_\_\_\_\_

**NEW MEXICO CORRECTIONS DEPARTMENT**

**Inmate DSP Placement Appeal**

Director of Adult Prisons Investigation And Recommendation:

Appeal Granted \_\_\_\_\_

Appeal Denied \_\_\_\_\_

\_\_\_\_\_  
Director of Adult Prisons

\_\_\_\_\_  
Date



**NEW MEXICO CORRECTIONS DEPARTMENT**  
**Sample DSP Referral Memorandum**

To: Deputy Director of Adult Prisons

From: Facility Warden

Re: Inmate Doe, John NMCD# 12345, DSP Placement Recommendation

Date: Today's Date

John Doe NMCD# 12345 was issued an Inmate Misconduct Report on February 16, 2016. On February 22, 2016, inmate Doe was found guilty of A(19) Dealing in Dangerous Drugs through the disciplinary process. The sanctions recommended by the Disciplinary Hearing Officer were: Loss of visitation privileges for a period of three hundred sixty five (365) days; Loss of canteen privileges for a period of three hundred sixty five (365) days; and Loss of phone privileges for three hundred sixty five (365) days. The Deputy Warden approved the recommendation on February 23, 2016.

The inmate was provided the Disciplinary Decision on February 23, 2016, and I therefore recommend that Inmate Doe be placed in the Drug Suppression Program.

**NEW MEXICO DEPARTMENT OF CORRECTIONS**

**DSP/SMP Referral Checklist**

INMATE NAME: \_\_\_\_\_ NMCD#: \_\_\_\_\_ DATE: \_\_\_\_\_

DATE OF TRH PLACEMENT: \_\_\_\_\_ FACILITY: \_\_\_\_\_

Drug Suppression Program

Special Management Program

**REFERRAL CHECKLIST**

Memo on Inmate institutional history and conduct	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Documentation supporting the facts used for referral	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Misconduct report showing sanctions imposed by policy	Yes <input type="checkbox"/>	No <input type="checkbox"/>

\_\_\_\_\_  
Unit Manager/Designee (Print/Sign)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Facility Warden (Print/Sign)

\_\_\_\_\_  
Date

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**DSP/SMP Management Board Review and Action**

<input type="checkbox"/> Approved for Placement
<input type="checkbox"/> Denied
Specific action to be taken by the facility:
_____
_____
_____

\_\_\_\_\_  
DSP/SMP Management Board (Print/Sign)

\_\_\_\_\_  
Date

\_\_\_\_\_  
DSP/SMP Management Board (Print/Sign)

\_\_\_\_\_  
Date

\_\_\_\_\_  
DSP/SMP Management Board (Print/Sign)

\_\_\_\_\_  
Date