I. **AUTHORITY:** TCA 4-3-603 and TCA 4-3-606.

II. **PURPOSE:** To establish the procedures governing collection, distribution, and inspection of mail in an institutional mail room, and the sending and receiving of inmate mail.

III. **APPLICATION:** Assistant Commissioner of Prisons, Tennessee Department of Correction (TDOC) employees, privately managed facilities, and inmates.

IV. **DEFINITIONS:**

A. **Bulk Rate Mail:** Mail, correspondence, or printed material that is not marked first or second class.

B. **Cassette Tapes:** Audio or video magnetic/recording tape devices used to record voice or video transmissions contained in transparent plastic containers commonly used in audio and video cassette recorders.

C. **Censorship:** The entire withholding or deletion of parts of inmate correspondence.

D. **Contraband:** Any item which is not permitted by law or which is either prohibited or not specifically authorized by TDOC or institutional policy.

E. **Correspondence:** Written communication to or from inmates (e.g., letters, post cards, greeting cards) that is delivered by a postal service.

F. **E-Mail:** An electronic transfer of messages from a sending party to a receiving party via an intermediate telecommunication system through a device approved by TDOC.

G. **Features:** Containing depictions of nudity or sexually explicit conduct on a routine or regular basis or promotes itself based upon such depictions in the case of individual one-time issues. Publications containing nudity illustrative of medical, educational, or anthropological content may be excluded from this definition.

H. **Government Officials:** Any person holding an elected or appointed position at the city, county, state, or federal level.

I. **Inmate Personal Property:** The items and amounts of clothing, equipment, mail, or supplies which an inmate is allowed to have in his/her immediate possession.

J. **Mail:** Correspondence, printed or other material (including pictures or packages) and the contents of envelopes and packages sent to or from inmates by means of a postal service or such items sent or received in conjunction with official business of staff.

K. **Mail Clerk:** Staff assigned to the institutional mail room.
Subject: INMATE MAIL

L. **Nudity:** Any depictions where genitalia or female breasts are exposed. Publications containing nudity illustrative of medical, educational, or anthropological content may be excluded from this definition.

M. **Printed Materials:** Books, publications, magazines, newspapers, periodicals, circulars, catalogues, or clippings which are portions of same, delivered by a postal service.

N. **Privileged Mail:** Correspondence clearly addressed to or from attorneys; law students on behalf of attorneys; courts; court clerks; legal aid clinics; or law schools operating such clinics; recognized legal defense funds; and governmental officials or agencies, including the Tennessee Claims Commission, provided such correspondence bears the appropriate name and title of the sender/receiver.

O. **Reasonable Suspicion:** Rational inferences which a reasonably prudent person could make from specific objective facts.

P. **Restrictive Housing:** The purposeful separation of inmates from the general inmate population in confinement or housing where measures are taken to provide maximum security and/or to control their circumstances or circumscribe their freedom. This general status is for either punitive or administrative reasons and is subject to inmates remaining in their cells up to 22 hours each day.

Q. **Security Threat Group (STG):** Group of individuals possessing common characteristics which serve to distinguish them from other groups who have been determined to be acting in concert so as to pose a threat or potential threat to staff, other inmates, the institution, or the community.

R. **Sexually Explicit:** Any depictions of actual or simulated sexual acts including sexual intercourse, oral sex, or masturbation, or material which promotes itself based upon such depictions on a routine or regular basis or in individual one-time issues.

V. **POLICY:** Each institution shall maintain a mail room for the sending, receipt, and distribution of staff and inmate mail. Inmates may exchange mail, other than packages, with any person and in any language, including braille, and e-mail where applicable, provided that it does not jeopardize the safety, security, or operation of the institution or the safety of persons within or outside the institution.

VI. **PROCEDURES:**

A. Each institution shall designate a mail room.

B. All mail addressed to inmates shall be delivered to the mail room, and all outgoing mail shall be collected at and posted from the mail room. Excluding weekends and holidays, correspondence shall be delivered to inmates within 24 hours of receipt. All incoming mail, excluding privileged mail, will be opened and inspected for contraband and may be read by staff. Approved packages should be delivered within 48 hours, excluding weekend and holidays, to the inmate.
1. Designated staff should collect outgoing mail at least once each regular working day from all locked mailboxes. Such boxes are to be located in areas designated by the Warden/Superintendent and be accessible to all inmates.

2. Disposition of mail and packages addressed to transferred, paroled/discharged, and deceased inmates will be as follows:
   
a. Mail addressed to inmates who have been transferred to another facility within the TDOC will be forwarded to that institution. Mail addressed to deceased inmates will be returned to the sender. Mail addressed to inmates who have been discharged or paroled will be forwarded to the address provided by the inmate prior to release. The address should be available from the offender management system (OMS) (LPDF or LCLA). All mail that meets the above-mentioned criteria shall be forwarded within 48 hours, excluding holidays and weekends.

b. Packages addressed to inmates who have been transferred to another facility will be sent to that inmate by the Central Transportation System (chain bus) within five working days. Packages addressed to inmates who have paroled or discharged will be held at the facility for a period of 30 days. A letter will be sent to the inmate informing them of the receipt of the package and that they have 30 days to retrieve the package or make arrangements for shipment to his/her address. Packages addressed to deceased inmates will be held in the property room for 30 days and the next of kin notified to make arrangements to retrieve the package. If the 30-day time period has elapsed and all attempts to notify next of kin have not been successful, the property will be disposed of in accordance with Policy #504.02, Inmate Personal Property Accounting System.

c. Inmates who are in the temporary custody of a local jurisdiction may request, in writing, that their mail be retained in the mail room for a maximum of 30 days. After 30 days, it will be mailed to the inmate.

3. Mail shall be held, stored, and handled in a secure manner which is intended to prevent theft, tampering, delay, or other interference. Staff shall wear personal protective gear to include face mask/shield, and gloves when opening mail and packages.

4. A staff person shall deliver incoming mail to the inmate(s) to whom it is addressed. At no time shall mail be distributed by an inmate or be accessible to any inmate other than the addressee.

5. Inmates shall not be allowed to use the state messenger mail service to send any mail.

6. No correspondence, printed material, inmate personal property, or money may be hand delivered to inmates by visitors. The Warden/Superintendent or his/her designees may allow attorneys of record to hand deliver privileged mail directly to the inmate, subject to examination for contraband.
7. All staff mail received at an institution shall be checked for contraband by mail room staff utilizing the fluoroscope prior to release from the mail room to the intended recipient.

8. Approved emails received through the contract vendor shall be released to the inmate within two business days of receipt.

C. **Incoming mail shall be handled as follows:**

1. Incoming privileged mail shall be opened only by a staff member in the presence of the inmate addressee in order to examine the contents for contraband, and then documented. Any mail which has papers which are bound together by metal clips shall be disassembled by removing the metal clip. The staff members shall not read the privileged mail or listen to legal tapes unless the Warden/Superintendent has, on the basis of reasonable suspicion, determined that privileged mail or tapes may contain information relating to criminal activity. The privileged mail/tape may be read or listened to outside the presence of the inmate if doing so is necessary to avoid compromising an on-going criminal investigation. A bound ledger shall be maintained by mail room staff that lists each of privileged mail received/sent, the date inspected and delivered, and recipient’s signature. Mail relating to the implementation of Policy #511.05 is not considered privileged mail.

2. All incoming inmate privileged mail, staff mail, and packages shall be fluoroscoped for contraband prior to leaving the mail room.

3. Incoming mail may be determined to be a threat to the security of the institution and returned to the sender if, in the opinion of the Warden/Superintendent, it could reasonably be considered to:
   
   a. Be an attempt to incite violence based on race, religion, sex, creed, or nationality.
   
   b. Advocate, facilitate, or otherwise present a risk of lawlessness, violence, anarchy, or rebellion against government authority, prison staff, and/or other inmates.
   
   c. Be an attempt to incite disobedience toward law enforcement officials or prison staff.
   
   d. Be an attempt to give instructions for the manufacturing or use of intoxicants, weapons, explosives, drugs, drug paraphernalia, other unlawful articles or substances, or any other items deemed as contraband.
   
   e. Contain plans to escape, unauthorized entry into the institution, or information or maps which might aid an escape attempt.
   
   f. Contain information relating to security threat group activity or use of codes and/or symbols associated with security threat groups.
g. Sexually explicit material or material which features nudity which by its
to the security, good order, or discipline of
facilitates criminal activity.

4. Incoming correspondence may include only photographs (no Polaroid-type pictures
clippings from printed materials. No personal checks, certified checks,
money orders, or cash will be accepted. Homemade items, layered greeting cards,
cards with additional decorations, and music cards are prohibited.

5. Printed materials may be received by inmates in an unlimited amount, provided they
are mailed directly from the publisher(s) or recognized commercial distributor. Persons ordering printed materials for inmates should be careful to accurately
identify the seller. Some materials offered on the website of recognized commercial
distributors are listed for sale by third-party sellers, and when purchased will be
mailed from the third-party seller who is not a recognized commercial distributor.

D. Books, magazines, and newspapers received directly from the publisher or a recognized
distributor are assumed to have been purchased; therefore, when sent into the institution as
bulk rate mail, these items will be accepted unless the printed material is denied by the
Warden/Superintendent under the provisions outlined in Section VI.(C)(3) above. These
items will not be considered packages. All other bulk rate mail will not be processed by
institutional mail room staff. Unauthorized items sent by bulk rate with guaranteed postage
paid if returned shall be returned to the sender. Other undelivered bulk rate mail shall be
destroyed. Inmates who want to receive other items that are normally sent bulk rate mail
must prepay first or second class postage for the material to be delivered by TDOC staff.

E. Video cassette tapes, microcassettes, compact discs (CDs), and digital video discs (DVDs)
are not permitted.

F. Audio cassette tapes may be received in accordance with Policy #504.01, Inmate Personal
Property, and under the following circumstances:

1. Inmates with a disability or other condition that prevents the inmate from being able
to engage in written correspondence may receive communication tapes. Special
approval is required by the Warden/Superintendent via the inmate’s counselor.

2. Religious/educational tapes may be received from recognized religious groups. (See
Policy #118.01)

3. Inmates participating in an approved educational correspondence course may receive
audio cassette tapes mailed directly from the educational facility providing the
course. (See Policy #117.02)

4. Legal tapes, CDs, and DVDs may be received from attorneys of record.

5. Musical tapes may not be received.

G. All incoming mail must bear the inmate’s committed name, TDOC identification number,
and the correct institutional address of the inmate recipient. Aliases may be included when
such have been legally changed through the court. Exception to the TDOC identification
number requirement is allowed for incoming Form 1099s, which are issued by the federal government to indicate the inmate’s earned wages. In this instance, the inmate's Social Security number has been indicated and will serve as proper identification. Every effort shall be made to deliver inmate mail; however, when neither the correct identity of the inmate recipient nor the sender can be determined, the mail/package in question shall be returned to the USPS as “undeliverable mail”. Incoming mail that has been opened must be resealed and returned with postage paid by the facility.

1. Inmates may correspond with others who are incarcerated. Inmates will not be permitted to enclose stamps in correspondence to other inmates.

2. Inmates in segregation or restrictive housing may write and receive letters on the same basis as inmates in the general population.

H. Packages may only be received by an inmate directly from the approved contract vendor(s). Individuals on the inmate’s approved visitor list may also purchase items or packages from the approved contract vendor(s) according to the guidelines below and according to Policy #504.01. All items ordered must meet the specifications listed on the Inmate Personal Property List, i.e., clear plastic TV, etc.

1. The number of packages which an inmate may receive is determined by the inmate’s custody designation.
   a. Inmates classified as maximum or close custody may receive no more than one package every six months. The Commissioner will designate the number of package(s) allowed in December. Wardens/Superintendents may designate months to level workload of staff.
   b. Inmates classified as medium or minimum custody may receive no more than one package every three months. The Commissioner will designate the number of package(s) allowed in December.
   c. Inmates who are still confined to a diagnostic center in excess of ninety days and are awaiting transfer shall be allowed to order an approved package containing only the following items; a television, walkman style radio, socks, underwear, toboggan, pair of jersey gloves and one pair of shoes, provided they are otherwise eligible to receive packages. Inmate still confined to the diagnostic center for more than 180 days may request to order one additional item from the approved property list if requested and approved by the facility Warden. Newly committed inmates may order grooming and toilet articles (Items 22-31 of the Inmate Personal Property Memo) at the discretion of the Warden/Superintendent.

2. Printed materials, or approved arts and crafts material which are not otherwise prohibited, shall not count against the maximum number of packages per month permitted to be received.

3. Inmates convicted of a disciplinary offense, excluding verbal warnings, shall not be eligible to receive any packages, except for clothing items (#1-#10) which are listed
on the personal property memorandum during the number of consecutive months listed below:

Class C disciplinary – six months restriction
Class B disciplinary – nine months restriction
Class A disciplinary – 12 months restriction

4. The disciplinary committee may impose the following escalating sanctions for all convictions on cellular telephone or drug related charges:

First Offense - no packages for six consecutive months
Second Offense (within 18 months of first offense) - no packages for nine consecutive months
Subsequent Offenses (within 24 months of second offense) - no packages for 12 consecutive months

Inmates that are assigned to a substance abuse treatment program who test positive shall also be subject to these escalating sanctions

I. The content of packages received shall be subject to the following limitations:

1. Items, excluding shower shoes, brushes, and combs, which are the same as or similar to items available through the institutional commissary may not be received from the vendor.

2. Clothing, equipment, and supplies permitted by policy will be acceptable subject to restrictions and provisions.

3. Personal property packages received from the approved contract vendor will be subject to the imposed package limit.

J. All incoming packages delivered by postal services shall be received in the mail room. They shall be checked and recorded by appropriate staff. Institutions with a security designation of Level II or higher shall fluoroscope all packages for contraband prior to entry into the compound. Packages exceeding two feet in height and two feet in length by one to one and one half (1 - 1½) feet in width will not be accepted unless specifically approved by the Warden/Superintendent. Packages shall be opened by mail clerks or property room staff only in the presence of the inmate addressee. A physical barrier should separate staff from the inmate when packages are opened for inspection.

1. Packages for segregated inmates should be delivered within 48 hours, excluding weekends and holidays, of receipt at the institution. At such time, the package shall be opened in the inmate’s presence by appropriate staff.
2. All other inmates should be called to a designated area within 48 hours, excluding weekends and holidays, of the package's delivery to the institution. At such time, the package shall be opened in the inmate's presence by appropriate staff.

3. Packages not accepted will be disposed of in accordance with the policy governing inmate personal property. (See Policy #504.02)

K. Outgoing Mail:

1. Inmates shall be responsible for the contents of their outgoing mail. Correspondence should not contain any threats to the institution, staff, victims, victim families, inmates, or the public, or contain offensive material/items, language, photographs, or drawings. Coded mail shall not be allowed. All outgoing mail must bear the committed name, TDOC identification number, and the institutional address of the sender. Inmates may include an alias when the name has been legally changed through the court.

2. Indigent inmates assigned to diagnostic centers may be provided with a maximum of four postage stamps. All other indigent inmates may receive two postage stamps per pay period through the Chaplain’s office, upon written request. The Warden/Superintendent/Designee shall provide indigent inmates desiring to submit an IRS Inmate Economic Impact Payment Form, a U.S. Postage stamp after the inmate completes a trust fund account personal withdrawal request, CR-2727 in advance. The cost of the postage stamp shall be deducted from the inmate’s trust fund account when the inmate has a deposit.

3. Except as otherwise provided herein, when the inmate bears the cost of mailing, there is no limit to the number of letters the inmate can send or receive, or to the length, language, or content of mail. First class postage for outgoing legal mail shall be provided by the institution only for mail being sent by indigent inmates to the attorney, court, or offices involved in the inmates’ legal matters. Indigent inmates assigned to diagnostic centers may be provided with a maximum of four postage stamps prior to the inmate receiving funds as defined in Policy #112.08.

4. Outgoing privileged mail shall have the envelope date stamped immediately upon its receipt by a designated employee, who will also make an entry in the log for privileged mail. The mail must be identified as privileged by the inmate, who may write “privileged” on the front of the envelope or who may inform the mail room staff. This requirement shall apply for all inmates, including those in segregation or protective custody status.

5. After the envelope has been date stamped, it shall not be returned to the inmate under any circumstances. The inmate will be notified when an envelope does not have the required amount of postage. The inmate will have two working days to provide the additional postage. The envelope will not be returned to the inmate. Remaining envelopes with insufficient funds will be disposed of after three working days.

6. Outgoing mail, excluding privileged mail, shall be opened for examination upon an order of the Warden/Superintendent when reasonable suspicion exists that the security, order, or programs of the institution are threatened or that it contains
information relating to criminal activity. The inmate sender shall be present whenever outgoing mail is opened, unless the mail is being opened as part of an ongoing criminal investigation and so doing would compromise the investigation. All requests to open outgoing mail as part of a criminal investigation, whether the request is made by another agency or the TDOC, shall be approved by the Director of the Office of Investigations and Conduct (OIC), who will maintain documentation of the requestor, the nature of the investigation, a case number (if applicable), a begin date, and an end date. Should the investigation require that the mail be opened for a period that extends beyond 30 days, a new request must be submitted.

7. Privileged mail may only be opened and/or read with the written permission of the Assistant Commissioner of Prisons/designee. A written request stating the reason for this action must be submitted by the Warden/Superintendent/designee to the Assistant Commissioner of Prisons/designee for approval. Excluding weekends and holidays, approval must be obtained within 24 hours of the mailrooms receipt of the outgoing correspondence.

8. The Warden/Superintendent will have stamped on the back of each envelope “THE DEPARTMENT OF CORRECTION HAS NEITHER INSPECTED NOR CENSORED AND IS NOT RESPONSIBLE FOR THE CONTENTS”.

L. Mail rejected by the Warden/Superintendent will be handled as follows:

1. If the Warden/Superintendent determines that mail sent to an inmate could reasonably present a threat to the security, order, or programs of the institution, he/she shall notify both the inmate recipient and sender of his/her intent to reject the mail and return it to the sender, except bulk rate mail covered in Section VI.(D). This notice shall be in writing, dated, and include:

   a. The name and address of the sender
   b. The name of the inmate recipient
   c. The date the mail was received at the institution
   d. The reason the Warden/Superintendent intends to reject the mail
   e. A statement that either the recipient or sender may appeal this decision to the Assistant Commissioner of Prisons within 14 working days and that a failure to appeal will result in rejection of the mail and its return to the sender.
   f. The name and address of the Assistant Commissioner of Prisons to whom an appeal may be sent.
   g. Rejection notices regarding magazines or similar publications must contain information to identify the specific issues or items being rejected (example, picture on page 7 is pornographic; article on page 8 contains information on weapons manufacture, etc.).

2. If the Warden/Superintendent orders the examination of outgoing mail, which will include, but not be limited to, privileged mail as set forth in Section (K)(6) and (7)
above, an entry will be made in the ledger entitled “record of censored mail” as provided for in Section VI.(Q)(4)(a)(1-7), and the provisions outlined in (L)(1) (e-f) above will apply. The mail may be returned to the inmate or retained pending the resolution of a disciplinary report or a criminal investigation/hearing.

M. If a timely appeal is received by the Assistant Commissioner of Prisons, he/she shall notify the Warden/Superintendent of the appeal, examine the mail in question, and consider the Warden/Superintendent's reasons for rejecting it. If the inmate elects to appeal the rejection, he/she shall send a copy of the appeal to the Warden/Superintendent at the time the original is sent to the Assistant Commissioner of Prisons.

N. If the Assistant Commissioner of Prisons agrees with the Warden/Superintendent’s decision, he/she shall notify the Warden/Superintendent, sender, and inmate recipient, in writing, and the mail shall be returned to the sender. If the Assistant Commissioner of Prisons determines that the mail should not be rejected, he/she shall notify the Warden/Superintendent, sender, and inmate recipient, in writing, and the mail shall be delivered to the inmate. The Assistant Commissioner of Prisons should make his/her decision within 14 days of receipt of the appeal.

O. Rejected mail may not be returned to the sender until either the time to appeal the Warden/Superintendent's decision has expired or the Assistant Commissioner of Prisons has upheld the Warden/Superintendent's decision.

P. Contraband which is discovered in mail shall be handled as follows:

1. **Cash Money**
   a. Cash money, checks, and money orders shall be returned to the sender by certified mail, with an explanatory letter, at the expense of the institution.
   b. Cash money which was obviously hidden in the mail or property shall be deposited to the general fund. (See Policy #208.06) In those cases, a detailed description and photograph of the method used to conceal the money shall be made, and an explanatory letter will be provided to the sender and inmate involved.

2. Items which appear to be in violation of law or policy may be held for evidentiary purposes.

3. Disposition of information obtained from censored mail, both incoming and outgoing, shall be the responsibility of the Warden/Superintendent.

4. With the exception of cash money, and illegal items, mail shall be marked “Refused” and “Return to Sender” if it is:
   a. A package the inmate is ineligible to receive
   b. Refused delivery on the basis of content by authority of the Warden/Superintendent.
5. All property items that are clearly prohibited or not specifically permitted by policy, but are not otherwise illegal, may be marked “Refused - Return to Sender” or disposed of in accordance with the policy governing inmate personal property. (See Policy #504.01)

6. In all instances, the intended inmate recipient shall be notified, in writing, of the refusal, return, and/or disposition of such items.

7. For items identified in Section VI.(O), the notice shall indicate why the items are prohibited and that the inmate has 14 days to request an opinion from the Assistant Commissioner of Prisons that the item(s) in question is permitted by policy. The Assistant Commissioner of Prisons shall respond to such inquiries within 14 days of receipt.

Q. Organization and Record Keeping:

1. The mail room staff is responsible for the receipt and distribution of all incoming mail, and for the sending of all outgoing mail, including that received and sent by state messenger service.
   a. Secure depositories for outgoing mail shall be maintained.
   b. Inmates or unauthorized staff shall never be permitted access to the mail, the mail room, or mail depositories.

2. Rubber stamps shall be maintained to mark:
   a. The date and time when each item of mail was received.
   b. “REFUSED”; “REFUSED DUE TO CONTENT”; “RETURN TO SENDER”; each with a signature line for the mail clerk.

3. A system of index cards shall be maintained for each inmate who is in the total assigned population of the institution
   a. The format shall be:

      Custody
      NAME:______________________TDOC ID #_________ Level :________
      (inmate)
      Record of Packages Received
      Date   Name of Sender    Signature of Employee
      ________________________________
      ________________________________
      ________________________________

   b. When a card is completely filled in or an inmate is transferred or released, the card shall be removed from the file and forwarded to the property room for inclusion with the inmate’s property room documents.
4. A permanently bound ledger(s) titled "RECORD OF CENSORED MAIL" shall be maintained and shall contain the following entries:

   a. Regarding mail which the Warden/Superintendent ordered to be read:

      (1) Inmate name and TDOC ID
      (2) Name and address of sender/addressee
      (3) Description of the item
      (4) Date the item was received by the mail room
      (5) Date the item was read
      (6) Signature of staff who read the item
      (7) Approving signature of Warden/Superintendent

   b. Regarding mail or items removed from the mail, other than prohibited bulk rate mail:

      (1) Inmate name and TDOC ID
      (2) Name and address of sender/addressee
      (3) Description of the item
      (4) Date the item was received by the mail room
      (5) Date the item was removed from the mail
      (6) Disposition of the item (i.e. returned to sender; to property room; to Warden/Superintendent as illegal contraband, etc.)
      (7) Signature of mail clerk
      (8) Signature of Warden/Superintendent, if applicable regarding illegal contraband

5. The following forms and letters shall be utilized as specified:

   a. A form letter on institutional letterhead with CR-2782 will be completed and mailed to senders of cash monies. The cash shall be enclosed and returned. A copy shall be sent to the inmate addressee and a copy shall be filed in the mail room.

   b. Personal Property Notification, CR-1415, will be completed and given to an inmate indicating the removal of contraband items from mail, and specifying the disposition which has been or is to be made. A copy shall be filed in the mail room.
c. A supply of rules governing inmate receipt and sending of mail shall be copied onto institutional letterhead, dated as revised, and kept in sufficient supply to ensure that any inmate requesting a copy will receive one. Inmates shall be encouraged to send this to correspondents.

6. A bound ledger shall be maintained to record the following:
   a. Privileged mail sent or received
   b. Certified or registered mail sent and/or received

R. Receiving Mail: Inmates not personally known by staff who receive mail or who sign receipts for mail shall be required to present an institutional identification card.

VII. ACA STANDARDS: 5-ACI-3D-01, 5-ACI-3D-01, and 5-ACI-7D-01 through 5-ACI-7D-10, 4CRS-6A-01, 4-ACRS-6A-06, 4-ACRS-6A08, and 4-ACRS-6A-09.

VIII. EXPIRATION DATE: December 15, 2023
POLICY CHANGE NOTICE  PCN 21-17

INSTRUCTIONS: Please change section VI. (H.) (3.) to read as follows:

3. Inmates convicted of a disciplinary offense, excluding verbal warnings, shall not be eligible to receive any packages, (to include incentive/seasonal/holiday packages) except for clothing items (#1- #10) which are listed on the personal property memorandum during the number of consecutive months listed below:

    Class C disciplinary – six months restriction
    Class B disciplinary – nine months restriction
    Class A disciplinary – 12 months restriction
INSTRUCTIONS:

Please add the following subsection (I) to Section IV and re-letter remaining subsections accordingly:

“I. Indigent Inmate: Inmate(s) who have not had a Trust Fund Balance of $6.00 or more at any time during the pay period or any inmate who is newly received into a diagnostic center and has no available funds and no hygiene items.”
POLICY CHANGE NOTICE 23-13

PURPOSE: This PCN creates a new section within Policy #507.02, Inmate Mail, that provides authority and procedures for using a new device to search incoming mail for suspected contraband.

INSTRUCTIONS: Print this PCN and attach it to the front of all hardcopy versions of Policy #507.02, Inmate Mail.

CHANGES TO POLICY:

A new SECTION VI.S. is added as follows:

S. MailSecur® Inspection Device: The MailSecur® inspection device is an electronic instrument authorized for use at all TDOC facilities when searching incoming mail for suspected contraband.

1. Protective Gear and Training: Consistent with Section VI.B.3. of this policy, staff are required to wear personal protective gear when operating the MailSecur® device, to include face mask/shield and gloves. Additionally, only staff trained on the MailSecur® device operation are authorized to use it.

2. Fluoroscope Processing of Incoming Mail: Consistent with Section VI.C.2. of this policy, incoming inmate privileged mail, staff mail, and packages will continue to be fluoroscoped. Inmates’ general mail will not be fluoroscoped, but rather opened and inspected for contraband/content.

3. MailSecur® Processing of Incoming Mail/Packages: Incoming mail/packages are screened using the MailSecur® device as follows:

   a. Inmate Privileged Mail/Packages – ALL inmate privileged mail/packages will be screened using the MailSecur® device.

   b. Inmate General (non-privileged) Mail/Packages – Inmates’ general (non-privileged) mail/packages are screened using the MailSecur® device when there is reasonable suspicion that contraband exists. This limitation is intended only to facilitate timely processing of incoming inmate mail, as staff are authorized to use the MailSecur® device to inspect inmates’ general (non-privileged) mail/packages at any time.
c. Staff Mail/Packages – Staff mail/packages received at an institution are not required to be searched using the MailSecur® device, but staff are authorized to use the device at any time.

4. MailSecur® Screening Procedures: The following procedures apply whenever screening mail with the MailSecur® device:

   a. A trained staff member will place the unopened mail/package on the MailSecur® device for screening.

   b. **Green** Indication – The device did not indicate suspected contraband and should be physically searched and further processed as normal.

   c. **Yellow** or **Red** Indication – The device indicated the presence of suspected contraband and will be further processed as follows:

      i. Immediately notify your supervisor and CIU Special Agent. The item will be turned over to the CIU Special Agent for investigation and appropriate handling as suspected contraband. The CIU Special Agent is responsible for notifying the Warden of the situation and making an appropriate entry into OMS.

      ii. Photograph a still image or video of the item and save it on the MailSecur® system for evidentiary purposes. No staff member is permitted to delete any MailSecur® image or video until the CIU Special Agent determines whether the item contains contraband and has an opportunity to download the image or video. CIU Special Agent authorization is required before deleting any MailSecur® image or video.