

Comments Submitted 4/14/2023

DIRECTIVE

III. B. 1. a.

The OCO questions the change from a prohibition on fee-based programs/events following a guilty finding of a Category A violation from 180 days (2017 version of policy) to 365 days (proposed revision). This office encourages the DOC to maintain the 2017 language for Category A infractions.

- B. To enroll in fee-based programs/events, individuals must complete DOC 06-075 Request to Transfer Funds specifying the program/event they wish to join. Individuals may not incur a debt to enroll.
1. Based on the date the infraction is adjudicated, individuals may not have a guilty finding for any of the following infractions at the time of application and during the approved enrollment period:
- a. Category A for 365 days
 - b. Category B1 for 90 days
 - c. Category B2 for 60 days
 - d. All other infractions including level B3, C, and D for 30 days

III. C. 1.

The OCO suggests that the DOC maintain the current language of III. C. 1. which states that the “suspension will be imposed after the infraction is adjudicated and the appeal process is completed.”

Additionally, rather than individuals forfeiting paid fees when suspended from programming, the OCO encourages the DOC to return a pro-rated amount of the fee to individuals who must be suspended.

- C. Once the enrollment process begins, individuals will not receive a refund of the quarterly fee.
1. Individuals prohibited from participating in a fee-based program/event as a result of disciplinary action after enrollment will forfeit paid fees. The suspension will be imposed after the infraction is adjudicated.