

**STATEMENT OF SCOPE OF PROPOSED RULE  
DEPARTMENT OF CORRECTIONS**

**SUBJECT:** Repeal and recreate chapter DOC 309, relating to resources for inmates.

**DESCRIPTION OF THE OBJECTIVE OF THE RULE:**

The objective of the rule is to:

- Eliminate outdated provisions;
- Clarify language;
- Update citations to statutes for accuracy;
- Amend the rule to reflect changes in the law and correctional practices and operations, relating resources provided to inmates while incarcerated; and
- Renumber and reorganize the rule chapter.

**DESCRIPTION OF EXISTING POLICIES AND NEW POLICIES INCLUDED IN THE PROPOSED RULE AND AN ANALYSIS OF POLICY ALTERNATIVES:**

The department is responsible for the care and custody of persons convicted and sentenced to state prison. As part of that responsibility, the department provides inmates with access to a number of resources, including mail, news media, publications, visitation, special events, access to the courts, personal property, food, personal hygiene, leisure time activities, telephone calls, clothing, canteen, inmate account funds, inmate compensation, and religious practice.

The last significant rule amendment was in 2000. Since that time, there have been changes to the law and correctional practice which need to be addressed. There have also been court decisions which address a variety of conditions of confinement issues, including inmate publications, religious practices, food, and access to the courts. The rules need to be reviewed to take into consideration the court rulings.

There is a need to review the current rule to reflect the changes in the law and correctional practices. The alternatives to the proposed review would result in the department continuing to have outdated policies which do not adequately reflect the current state of the law and a rule which needs clarification and reorganization.

**STATUTORY AUTHORITY:** §§ 227.11(2), 301.02, and 301.03 (2), Statutes

**ESTIMATE OF THE AMOUNT OF TIME STATE EMPLOYEES WILL SPEND DEVELOPING THE PROPOSED RULE AND OF OTHER RESOURCES NECESSARY TO DEVELOP THE RULE:**

The Department estimates that it will take approximately 200 hours to develop this rule, including drafting the rule and complying with rulemaking requirements.

**DESCRIPTION OF ALL OF THE ENTITIES THAT WILL BE AFFECTED BY THE RULE.**

This rule will affect inmates, families of inmates, visitors, attorneys who represent inmates, volunteers, publishers of periodicals, representatives of the media, the public, victims, and DOC staff.

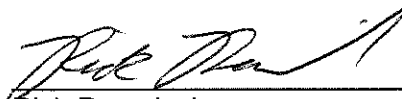
**SUMMARY OF AND PRELIMINARY COMPARISON WITH ANY EXISTING OR PROPOSED FEDERAL REGULATION THAT IS INTENDED TO ADDRESS THE ACTIVITIES TO BE REGULATED BY THE PROPOSED RULE.**

There are no federal regulations which address the issues or activities covered by the proposed rule.

**CONTACT PERSON.**

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Secretary  
Department of Corrections