

June 1, 2015

NOTICE OF RULE DEVELOPMENT

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.215 Classification – Transfer of Inmates

PURPOSE AND EFFECT: The purpose and effect of the amendment is to clarify that assignment and transfer of inmates is done by classification personnel, but not by a distinct “team” of such people, to better reflect the Department’s purposes in determining when to transfer inmates, and to add a Law Implemented. SUBJECT AREA TO BE ADDRESSED: Inmate transfers between Department of Corrections institutions.

RULEMAKING AUTHORITY: 944.09, FS

LAW IMPLEMENTED: 944.09, 944.17, 945.12, FS

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND TO OBTAIN A COPY OF THE PRELIMINARY DRAFT IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AS FOLLOWS

33-601.215 Classification – Transfer of Inmates. Upon completion of the reception process, each inmate shall be assigned and transferred to the institution approved by ~~the State Classification Team~~ that might best facilitate his institutional progress. Inmates may subsequently be transferred from one institution to another to serve the Department’s mission as it relates to the classification and management of the state prison population as well as to meet the needs of the inmate. ~~; however, the goal of the classification system is to retain inmates at institutions for longer periods of time in order to reduce transfers and stabilize the inmate population.~~ Inmates participating in academic, vocational, substance abuse or betterment programs will not be transferred to another institution prior to completion of the program unless the program is available at the receiving institution, or for purposes of population management or security and safety concerns specifically set forth in writing. Transfers are subject to review by the inmate grievance procedure.

Rulemaking Authority 944.09 FS. Law Implemented 944.09, 944.17, 945.12 FS. History—New 10-8-76, Formerly 33-6.03, Amended 7-21-91, 10-11-95, Formerly 33-6.003, Amended 9-19-00,_____.