

# Per Federal Court Order!

## (Armstrong Remedial Plan)



### **DO NOT TAKE AWAY Medically Prescribed Health Care Appliances**

- During intake into **ASU**, **SHU**, or other disciplinary detention (**DD**) units.
- While housed in **ASU**, **SHU**, or other **DD** units.

#### **Under what conditions may staff take away an inmate's health care appliance?**

- If the appliance poses an immediate threat to safety and security, e.g., altered or used as a weapon.
- When collecting the appliance as evidence in a crime or investigation (must be supported by documentation).
- If the senior custody officer on duty temporarily authorizes removal for reasons listed above.

#### **What protocols shall be followed if an inmate's health care appliance is taken away?**

- As soon as possible, at least by the next business day, the senior custody officer *shall* consult the Health Care Manager, Chief Medical Officer, or designee, about the inmate's physical need for the appliance, and a reasonable alternative in-cell accommodation(s).
- The senior officer in charge *shall* inform the Warden or designee of the incident and the alternate means to accommodate the inmate.
- If the Warden or designee decides to retain the appliance, it *must* be stored in a designated location in the unit and provided to the inmate if needed when released from his/her cell for yard, escorts, visits, etc.
- The inmate *shall* be referred to the next scheduled classification committee hearing for confirmation of removal of the appliance, pending adjudication of the disciplinary charges.
- The necessity to continue the removal *shall* be reviewed by a classification committee at least every 90 days.
- The inmate shall be deprived of the appliance for only so long as the appliance continues to pose a direct threat to safety and security.