

# **2019 Administrative and Disciplinary Segregation Report**

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- **Overview**

Restrictive Housing is a placement that requires an inmate to be confined to a cell at least 22 hours per day for the safe and secure operation of the facility. There are a total of 582 restrictive housing beds across eight state correctional facilities operated by the Minnesota Department of Corrections. 549 of these beds are located in male correctional facilities, while Minnesota Correctional Facility (MCF) Shakopee has 33 beds in its restrictive housing unit. All restrictive housing across the Minnesota Department of Corrections facilities are single bed cells/rooms.

| <b>Correctional Facility</b> | <b>Custody Level</b> | <b>Custody Gender</b> | <b>Number of Restrictive Housing Beds</b> |
|------------------------------|----------------------|-----------------------|---|
| MCF-Lino Lakes               | Medium               | Male                  | 42  |
| MCF-Moose Lake               | Medium               | Male                  | 52  |
| MCF-Faribault                | Medium               | Male                  | 48  |
| MCF-St. Cloud                | Close                | Male                  | 76  |
| MCF-Rush City                | Close                | Male                  | 70  |
| MCF-Stillwater               | Close                | Male                  | 149                                       |
| MCF-Oak Park Heights         | Maximum              | Male                  | 112                                       |
| MCF-Shakopee                 | All                  | Female                | 33  |

There are a variety of reasons for an incarcerated person’s placement in a restrictive housing setting. Those include disciplinary segregation, temporary housing status, administrative segregation, special management status (Step-Down Management Program), pre-hearing detention, mental health observation or other status.

- **Disciplinary segregation** – a specified number of days of confinement in a room/cell with fewer privileges and amenities for violation of the offender discipline rules.
- **Temporary housing status**– a non-punitive status assigned to an offender temporarily housed in a restrictive housing unit due to non-availability of space in the general population.
- **Administrative segregation**- a non-punitive form of separation from the general population when an offender’s continued presence in the general population poses a serious risk of harm to self, others, of property, or a serious threat to the security or orderly operation of the facility.
- **Special Management Status (Step-Down Management Program)** – a program designed to ensure that certain offenders in restrictive housing who present an increased risk to the safety, security, or orderly operation of the facility can gradually transition back to general population or the community.
- **Mental Health Observation** -increased monitoring for any offender/resident who demonstrates serious mental illness, or a potential for harm to self or others.
- **Other assignment** – certain incarcerated people live within the restrictive housing unit and work on the living unit but have all privileges as those in general population.

- **FY 2019 restrictive housing admissions by age<sup>1</sup>**

| Restrictive housing unit             | Age at admission |              |              |              |              |            | Total         | Average age at admission |
|--------------------------------------|------------------|--------------|--------------|--------------|--------------|------------|---------------|--------------------------|
|                                      | 17-20            | 21-26        | 27-35        | 36-44        | 45-60        | 61+        |               |                          |
| MCF-FRB Segregation                  | 52               | 248          | 513          | 287          | 279          | 53         | 1,432         | 36.6                     |
| MCF-LL Segregation                   | 43               | 173          | 358          | 240          | 177          | 20         | 1,011         | 35.9                     |
| MCF-ML Unit 04                       | 37               | 221          | 448          | 370          | 281          | 31         | 1,388         | 37.2                     |
| MCF-OPH ACU                          | 2                | 9            | 39           | 20           | 13           |            | 83            | 35.1                     |
| MCF-OPH CX5                          | 6                | 75           | 211          | 102          | 74           | 14         | 482           | 35.7                     |
| MCF-RC 1W                            | 77               | 512          | 579          | 265          | 158          | 8          | 1,599         | 31.9                     |
| MCF-SCL Unit Segregation             | 173              | 457          | 629          | 309          | 175          | 11         | 1,754         | 31.8                     |
| MCF-SHK Segregation                  | 22               | 147          | 265          | 147          | 85           | 7          | 673           | 33.7                     |
| <u>MCF-STW Cell Hall Segregation</u> | <u>118</u>       | <u>572</u>   | <u>934</u>   | <u>414</u>   | <u>261</u>   | <u>30</u>  | <u>2,329</u>  | <u>33.0</u>              |
| <b>Total</b>                         | <b>530</b>       | <b>2,414</b> | <b>3,976</b> | <b>2,154</b> | <b>1,503</b> | <b>174</b> | <b>10,751</b> | <b>34.2</b>              |

- **FY 2019 restrictive housing admissions by race**

| Restrictive housing unit             | American     |            |              |              |           | Total         |
|--------------------------------------|--------------|------------|--------------|--------------|-----------|---------------|
|                                      | Indian       | Asian      | Black        | White        | Unknown   |               |
| MCF-FRB Segregation                  | 137          | 29         | 616          | 650          |           | 1,432         |
| MCF-LL Segregation                   | 137          | 21         | 350          | 501          | 2         | 1,011         |
| MCF-ML Unit 04                       | 99           | 29         | 510          | 746          | 4         | 1,388         |
| MCF-OPH ACU                          | 14           | 1          | 41           | 26           | 1         | 83            |
| MCF-OPH CX5                          | 50           | 10         | 277          | 145          |           | 482           |
| MCF-RC 1W                            | 237          | 31         | 866          | 463          | 2         | 1,599         |
| MCF-SCL Unit Segregation             | 207          | 18         | 755          | 767          | 7         | 1,754         |
| MCF-SHK Segregation                  | 214          | 8          | 178          | 273          |           | 673           |
| <u>MCF-STW Cell Hall Segregation</u> | <u>341</u>   | <u>30</u>  | <u>1,245</u> | <u>712</u>   | <u>1</u>  | <u>2,329</u>  |
| <b>Total</b>                         | <b>1,436</b> | <b>177</b> | <b>4,838</b> | <b>4,283</b> | <b>17</b> | <b>10,751</b> |

<sup>1</sup> A "restrictive housing admission" is an entry into a segregation-unit living assignment during the fiscal year, either as a movement from a non-segregation living assignment, or as the initial living assignment upon new commitment or release violator admission. Movements from one segregation bed to another are excluded. An offender may have more than one such admission during the fiscal year.

- **Unduplicated count of offenders entering restrictive housing in FY 2019, by age and race**

| Race            | Age at admission |       |       |       |       |     | Total |
|-----------------|------------------|-------|-------|-------|-------|-----|-------|
|                 | 17-20            | 21-26 | 27-35 | 36-44 | 45-60 | 61+ |       |
| American Indian | 24               | 136   | 298   | 178   | 76    | 4   | 716   |
| Asian           | 4                | 18    | 52    | 29    | 9     | 3   | 115   |
| Black           | 131              | 548   | 855   | 465   | 356   | 25  | 2,380 |
| White           | 71               | 450   | 924   | 584   | 469   | 79  | 2,577 |
| Unknown         | 3                | 5     | 1     |       |       |     | 9     |
| Total           | 233              | 1,157 | 2,130 | 1,256 | 910   | 111 | 5,797 |

- **Inmates transferred from restrictive housing to the mental health unit**

During FY 2019, 54 inmates were directly transferred from restrictive housing to CX4 (“Mental Health Unit”) at MCF-Oak Park Heights.

• Disciplinary sanctions by infraction (rule), FY 2019

| Rule# | Rule Title   | Number of sanctions during FY 2019 |                        |                    |             |                        |             |       | Avg. sanction days |                        |     |
|-------|--|------------------------------------|------------------------|--------------------|-------------|------------------------|-------------|-------|--------------------|------------------------|-----|
|       |  | Confiscate Property                | Extended Incarceration | Loss of Privileges | Restitution | Restricted Segregation | Segregation | Total | Segregation        | Restricted Segregation |     |
| 020   | Disturbing Others  |                                    |                        | 2                  |             |                        |             | 1     | 3                  | 5.0                    |     |
| 030   | Failure to Comply  |                                    |                        | 501                |             | 49                     |             | 344   | 894                | 10.0                   | 4.8 |
| 050   | Gambling   |                                    |                        | 3                  |             | 1                      |             | 10    | 14                 | 8.0                    | 5.0 |
| 100   | Missing, Delaying, Interrupting or Delaying Switching In or Out (Obsolete) |                                    |                        | 2                  |             |                        |             |       | 2                  |                        |     |
| 160   | Disobeying a Direct Order  |                                    | 2                      | 113                | 2           | 78                     |             | 1955  | 2150               | 14.4                   | 5.0 |
| 161   | Refusing Placement   |                                    |                        | 68                 |             | 27                     |             | 802   | 897                | 14.3                   | 4.4 |
| 170   | Interference with Security Procedures                                      |                                    |                        | 107                |             | 47                     |             | 672   | 826                | 13.6                   | 4.8 |
| 180   | Enterprises and Fraud  |                                    |                        | 3                  |             | 1                      |             | 20    | 24                 | 12.2                   | 5.0 |
| 190   | Unauthorized Control, Theft, Possession, Transfer or Use of Property       | 6                                  |                        | 399                | 16          | 23                     |             | 455   | 899                | 10.7                   | 5.2 |
| 200   | Refusing To Work   |                                    |                        | 142                |             | 1                      |             | 13    | 156                | 13.5                   | 5.0 |
| 202   | Use of Alcohol or Other Intoxicants  |                                    |                        |                    |             |                        |             | 9     | 9                  | 14.1                   |     |
| 203   | Possession of Illegal Drugs (RCV)  |                                    | 1                      |                    |             |                        |             | 3     | 4                  | 26.0                   |     |
| 210   | Use of Intoxicants (Obsolete)  |                                    | 1                      | 1                  |             | 1                      |             | 65    | 68                 | 12.4                   | 5.0 |
| 211   | Use of Illegal Drugs   |                                    | 27                     |                    |             |                        |             | 81    | 108                | 27.5                   |     |
| 212   | Use of Alcohol (Obsolete)  |                                    | 4                      |                    |             |                        |             | 85    | 89                 | 17.5                   |     |
| 213   | Misuse of Prescribed Medications   |                                    |                        | 39                 |             | 46                     |             | 518   | 603                | 10.1                   | 4.8 |
| 214   | Misuse of Over-the-Counter (OTC) Medications                               |                                    |                        | 8                  |             | 13                     |             | 12    | 33                 | 12.8                   | 5.0 |
| 215   | Refusal to Provide Sample  |                                    | 6                      |                    |             | 3                      |             | 88    | 97                 | 15.1                   | 5.0 |
| 216   | Possession of Alcohol or Other Intoxicants                                 |                                    |                        |                    |             |                        |             | 33    | 33                 | 14.0                   |     |
| 220   | Tampering With Security/Safety Devices                                     |                                    | 1                      | 20                 | 1           | 8                      |             | 90    | 120                | 16.1                   | 5.4 |

|     |  |   |   |     |    |    |     |     |      |     |
|-----|--|---|---|-----|----|----|-----|-----|------|-----|
| 240 | Lying And Misrepresentation                    |   |   | 26  |    | 12 | 149 | 187 | 11.6 | 4.7 |
| 270 | Destruction, Damage, or Alteration of Property | 4 | 2 | 189 | 81 | 17 | 304 | 597 | 13.8 | 4.8 |
| 281 | Smuggling Within a Facility                    |   |   | 20  | 21 | 41 | 228 | 310 | 11.8 | 5.0 |

| Rule# | Rule Title   | Number of sanctions during FY 2019 |                        |                    |             |                        |             |       | Avg. sanction days |                        |
|-------|--|------------------------------------|------------------------|--------------------|-------------|------------------------|-------------|-------|--------------------|------------------------|
|       |  | Confiscate Property                | Extended Incarceration | Loss of Privileges | Restitution | Restricted Segregation | Segregation | Total | Segregation        | Restricted Segregation |
| 282   | Smuggling Into or Out of a Facility (RCV)                  |                                    | 18                     |                    |             |                        | 48          | 66    | 40.4               |                        |
| 290   | Being in an Unauthorized Area                              |                                    |                        | 95                 |             | 55                     | 527         | 677   | 11.0               | 4.8                    |
| 300   | Abuse/Harassment   |                                    | 3                      | 70                 |             | 130                    | 1197        | 1400  | 12.7               | 4.9                    |
| 301   | Offender Sexual Harassment                                 |                                    |                        | 4                  |             | 3                      | 5           | 12    | 20.0               | 5.0                    |
| 310   | Threatening Others (RCV)                                   |                                    | 89                     |                    |             | 29                     | 673         | 791   | 26.5               | 8.4                    |
| 320   | Disorderly Conduct   |                                    | 14                     | 256                | 3           | 234                    | 4366        | 4873  | 13.8               | 4.9                    |
| 321   | Fighting   |                                    | 53                     | 5                  |             | 13                     | 1345        | 1416  | 20.4               | 8.4                    |
| 322   | Tattooing/ Disfigurement                                   |                                    |                        | 41                 |             |                        | 89          | 130   | 10.9               |                        |
| 323   | Possession of Tattoo Paraphernalia                         |                                    |                        | 31                 |             |                        | 201         | 232   | 11.0               |                        |
| 330   | Arson (RCV)  |                                    |                        |                    |             |                        | 2           | 2     | 54.5               |                        |
| 340   | Sexual Behavior  |                                    | 8                      | 4                  | 1           | 15                     | 298         | 326   | 14.8               | 5.3                    |
| 341   | Sexual Abuse of Inmate (RCV)                               |                                    |                        |                    |             |                        | 4           | 4     | 19.0               |                        |
| 350   | Soliciting/ Bribery  |                                    | 2                      | 2                  | 1           | 6                      | 74          | 85    | 17.3               | 6.3                    |
| 360   | Extortion (RCV)  |                                    | 1                      |                    | 2           | 1                      | 19          | 23    | 20.7               | 5.0                    |
| 380   | Possession of Wireless Phone (RCV)                         |                                    | 5                      |                    |             |                        | 12          | 17    | 24.9               |                        |
| 381   | Possession of Intoxicants / Illegal Drugs (RCV) (Obsolete) |                                    | 6                      | 2                  |             | 2                      | 37          | 47    | 30.9               | 6.0                    |
| 382   | Possession of Alcohol (Obsolete)                           |                                    | 27                     | 1                  |             | 1                      | 501         | 530   | 13.9               | 5.0                    |

|       |  |   |                                    |     |  |  |  |    |             |                    |             |                        |  |
|-------|--|---|------------------------------------|-----|--|--|--|----|-------------|--------------------|-------------|------------------------|--|
| 383   | Possession of Weapons (RCV)                            |   | 37                                 | 1   |  |  |  | 1  | 162         | 201                | 27.8        | 10.0                   |  |
| 384   | Possession of Money                                    | 1 |                                    | 7   |  |  |  |    | 7           | 15                 | 9.3         |                        |  |
| 385   | Possession of Escape Materials (RCV)                   |   |                                    |     |  |  |  | 3  | 9           | 12                 | 16.7        | 5.0                    |  |
| 386   | Possession of Other Contraband                         | 2 | 8                                  | 262 |  |  |  | 36 | 456         | 764                | 13.3        | 5.4                    |  |
| 387   | Possession of Smuggling Device                         |   |                                    |     |  |  |  |    | 26          | 26                 | 15.5        |                        |  |
| 388   | Possession of Tobacco                                  |   |                                    |     |  |  |  | 1  | 2           | 3                  | 15.0        | 10.0                   |  |
| 389   | Possession of Unauthorized Medications                 |   | 1                                  | 14  |  |  |  | 12 | 204         | 231                | 12.4        | 5.8                    |  |
| 390   | Inciting/Unlawful Assembly/Protest (RCV)               |   | 3                                  |     |  |  |  | 3  | 59          | 65                 | 21.5        | 7.0                    |  |
| 400   | Escape (RCV) (Obsolete)                                |   | 53                                 |     |  |  |  |    | 4           | 57                 | 43.8        |                        |  |
| 410   | Assault (RCV)  |   | 1                                  |     |  |  |  |    | 3           | 4                  | 45.0        |                        |  |
|       |  |   | Number of sanctions during FY 2019 |     |  |  |  |    |             | Avg. sanction days |             |                        |  |
| Rule# | Rule Title   |   |                                    |     |  |  |  |    | Segregation | Total              | Segregation | Restricted Segregation |  |
| 411   | Assault Staff (RCV)                                    |   | 43                                 |     |  |  |  | 1  | 175         | 219                | 63.3        | 10.0                   |  |
| 412   | Assault Inmate (RCV)                                   |   | 107                                |     |  |  |  | 3  | 335         | 445                | 44.8        | 10.0                   |  |
| 413   | Assault Staff with Weapon (RCV)                        |   | 9                                  |     |  |  |  |    | 21          | 30                 | 77.6        |                        |  |
| 414   | Assault Inmate with Weapon (RCV)                       |   | 12                                 |     |  |  |  |    | 22          | 34                 | 58.3        |                        |  |
| 415   | Assault with Bodily Harm Staff (RCV) (Obsolete)        |   | 20                                 |     |  |  |  |    | 40          | 60                 | 73.0        |                        |  |
| 416   | Assault with Bodily Harm Inmate (RCV) (Obsolete)       |   | 29                                 |     |  |  |  |    | 63          | 92                 | 53.0        |                        |  |
| 417   | Assault Weapon and Bodily Harm Staff (RCV) (Obsolete)  |   |                                    |     |  |  |  |    | 2           | 2                  | 90.0        |                        |  |
| 418   | Assault Weapon and Bodily Harm Inmate (RCV) (Obsolete) |   | 3                                  |     |  |  |  |    | 10          | 13                 | 58.5        |                        |  |
| 420   | Riot (RCV)   |   | 3                                  |     |  |  |  |    | 11          | 14                 | 37.7        |                        |  |
| 440   | Homicide (RCV)   |   | 1                                  |     |  |  |  |    | 4           | 5                  | 82.5        |                        |  |

|       |  |    |     |      |     |     |       |       |       |     |
|-------|--|----|-----|------|-----|-----|-------|-------|-------|-----|
| 441   | Assault with Bodily Harm of Staff (RCV)                                  |    | 1   |      |     |     | 2     | 3     | 165.0 |     |
| 442   | Assault with Bodily Harm of Inmate (RCV)                                 |    |     |      |     |     | 4     | 4     | 130.0 |     |
| 450   | Assault with Significant Bodily Harm of Staff (RCV)                      |    |     |      |     |     | 1     | 1     | 250.0 |     |
| 470   | Creating a Fire Hazard   | 4  |     | 15   |     | 2   | 30    | 51    | 12.8  | 5.0 |
| 490   | Sexual Abuse of Staff (RCV)  |    |     |      |     |     | 1     | 1     | 250.0 |     |
| 512   | Mandated Treatment Failure/Refusal-Sex Offender Treatment (SOT)          |    | 82  |      |     |     |       | 82    |       |     |
| 513   | Mandated Treatment Failure/Refusal-Minnesota Sex Offender Program (MSOP) |    | 3   |      |     |     |       | 3     |       |     |
| Total |  | 17 | 686 | 2453 | 128 | 919 | 16988 | 21191 | 16.5  | 5.1 |



- **Lengths of terms served in restrictive housing**

During FY 2019, there were 10,394 releases of offenders from restrictive housing<sup>2</sup>. The duration of their restrictive housing terms can be summarized as follows:

| Duration           | n      | %    |
|--------------------|--------|------|
| More than 365 days | 20     | 0%   |
| 181-365 days       | 49     | 0%   |
| 91-180 days        | 112    | 1%   |
| 61-90 days         | 147    | 1%   |
| 31-60 days         | 761    | 7%   |
| 16-30 days         | 1,664  | 16%  |
| 11-15 days         | 1,415  | 14%  |
| 6-10 days          | 2,074  | 20%  |
| 5 days or less     | 4,152  | 40%  |
| Total              | 10,394 | 100% |

- **June 30, 2019 restrictive housing population by basis and race<sup>3</sup>**

| Basis                      | American Indian | Asian | Black | White | Unknown | Total |
|----------------------------|-----------------|-------|-------|-------|---------|-------|
| Disciplinary segregation   | 50              | 4     | 120   | 117   | 1       | 292   |
| Temporary housing status   | 5               | 2     | 26    | 22    |         | 55    |
| Administrative segregation | 6               |       | 17    | 11    |         | 34    |
| Special management status  | 6               |       | 14    | 8     |         | 28    |
| Pre-hearing detention      | 5               |       | 7     | 12    |         | 24    |
| Mental health observation  | 1               |       |       |       |         | 1     |
| All other assignments      | 4               |       | 5     | 15    |         | 24    |
|                            | 77              | 6     | 189   | 185   | 1       | 458   |

<sup>2</sup> These include releases to non-restrictive MCF housing, transfers to non-MCF housing, and releases from custody. An offender may have more than one such release during the fiscal year.

<sup>3</sup> Offenders in restrictive housing units are counted as "disciplinary segregation" if they have an active segregation sanction in COMS Discipline as of 6/30/2019. The remaining offenders are categorized by their work assignment as of that date.