



State of North Carolina
Department of Public Safety
Prisons

Chapter: F
Section: .4300
Title: **Evaluation & Management
of Transgender Offenders**
Issue Date: 07/13/21
Supersedes: 03/31/21
Expiration: Policy Revision Publication

INTERIM POLICY & PROCEDURE

The purpose of this interim policy is to make a change to a policy prior to the annual review date. The interim policy will be incorporated into the actual policy during the next annual review. All interim policies shall be updated no more than six months past the annual review date.

CURRENT LANGUAGE

.4304 (j)(4) Non-Routine Accommodation Review

Non-routine accommodation requests shall be reviewed by the Facility TARC and forwarded to the Division TARC for review. The Division TARC review shall include summary information from the offender's psychological evaluation, medical examination report, prior medical and mental health records and if available, recent infraction history and PREA allegations. When reviewing nonroutine accommodations, the Division TARC will consider on a case-by-case basis whether an accommodation will ensure the offender's health and welfare without compromising facility safety and security.

All accommodation requests for surgical intervention or gender-identity-consistent facility transfer shall be reviewed by the Division TARC with recommendations referred to the Assistant Commissioner of Prisons and Director of Health & Wellness Services for review and determination.

NEW LANGUAGE

.4304 (j)(4) Non-Routine Accommodation Review

Non-routine accommodation requests shall be reviewed by the Facility TARC and forwarded to the Division TARC for review. The Division TARC review shall include summary information from the offender's psychological evaluation, medical examination report, prior medical and mental health records and if available, recent infraction history and PREA allegations. When reviewing nonroutine accommodations, the Division TARC will consider on a case-by-case basis whether an accommodation will ensure the offender's health and welfare without compromising facility safety and security.

All accommodation requests for surgical intervention or gender-identity consistent facility transfer shall be reviewed by the Division TARC with recommendations referred to the Assistant Commissioner of Prisons and Director of Health & Wellness Services for review and determination. **After gender-identity-consistent facility transfer, subsequent transfers will be managed according to Division guidelines.**

SUMMARY:


- Addition of sentence in .4304(j)(4) addressing transfers after gender-identity-consistent facility transfer.

FILING:

This Interim Policy will be filed in the Power DMS system and on the Prisons web page along with the original policy.

RESPONSIBILITIES:

The Director of Rehabilitative Services is responsible for ensuring the content of this interim policy and procedure is included in a revised policy and updated through the annual review process.



Commissioner of Prisons

July 13, 2021

Date

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