

<b>POLICY OF STATE OF DELAWARE DEPARTMENT OF CORRECTION</b>	<b>POLICY NUMBER</b> 5.1	<b>PAGE NUMBER</b> 1 of 1
	<b>RELATED ACA STANDARDS:</b> 2-CO-3C-01	
<b>CHAPTER: 5 RIGHTS OF OFFENDERS</b>	<b>SUBJECT: OFFENDER RIGHTS</b>	
<b>APPROVED BY THE COMMISSIONER AND EFFECTIVE THIS DATE:</b>		
 4/2/15		
<b>APPROVED FOR PUBLIC RELEASE</b>		

- I. AUTHORITY:** 11 *Del. C.* 6504, §6517, §6531, §6535, §6536
- II. PURPOSE:** To safeguard offender rights established in Federal and State constitutions and Department policies.
- III. APPLICABILITY:** All Department employees, volunteers, persons or organizations conducting business with the Department; all offenders under the supervision or custody of the Department.
- IV. DEFINITIONS:** None
- V. POLICY:** The Department recognizes that all offenders are entitled to certain basic rights afforded by the Constitution of the United States, as well as Federal and State statutes. Therefore, it is the policy of the Department of Correction to acknowledge and protect the basic rights of offenders in its custody.

The Executive Committee, in cooperation with the Attorney General’s Office, shall identify all offender rights including, but not limited to: a safe and healthful living environment, due process for alleged rule violations, freedom of speech, access to the courts, access to counsel, access to media, access to programs and services, and a grievance process allowing for administrative and judicial review. Offenders shall not be subjected to discrimination based on race, ethnicity, gender, religious or sexual orientation

It will be the responsibility of each bureau chief/section manager to develop procedures to ensure offender rights are safeguarded. The procedures should require all staff involved with offenders receive instruction and training specific to this policy and its corresponding procedures.