

NOTICE OF REJECTION OR IMPOUNDMENT OF PUBLICATIONS

Date: 9/4/08

Inmate: _____ DC# _____

Institution: FSP

This letter is notice that the following publication:

Title: XXL

Volume/Issue/Edition: OCTOBER 2008

Which was received on the following date: 9/1/08

From: _____

XXL 1115 BROADWAY NEW YORK, NY 10010

Has been reviewed by an authorized employee, and:

- IS IMPOUNDED pending review by the Department's Literature Review Committee, because another institution believes that the publication may contain subject matter that is inadmissible per Section (3) of Rule 33-501.401 FAC.
- IS IMPOUNDED pending review by the Department's Literature Review Committee, because the Warden or designee believes that the publication may contain subject matter that is inadmissible per Section (3) of Rule 33-501.401 FAC.
- IS IMPOUNDED pending review by the Department's Literature Review Committee, per Section (11) of Rule 33-501.401 FAC. The Warden believes that this inmate's prior criminal history or disciplinary record indicates that giving him or her access to subject matter in this publication would constitute a threat to the security, order or rehabilitative objectives of the correctional system or the safety of any person. (Specify):

- IS REJECTED and may not be received by inmates. The Department's Literature Review Committee has reviewed the publication and determined that it contains subject matter that is inadmissible per Section (3) of Rule 33-501.401 FAC, Admissible Reading Material;
- IS REJECTED for reasons not related to subject matter. (Specify):

Criteria in Section (3) of Rule 33-501.401 FAC, Admissible Reading Material, that authorizes IMPOUNDMENT or REJECTION of the publication due to subject matter:

- (3)(a) It depicts or describes procedures for the construction of or use of weapons, ammunitions, bombs, chemical agents, or incendiary devices;
- (3)(b) It depicts, encourages, or describes methods of escape from correctional facilities or contains blueprints, drawings or similar descriptions of Department of Corrections facilities or institutions, or includes road maps that can facilitate escape from correctional facilities;
- (3)(c) It depicts or describes procedures for the brewing of alcoholic beverages, or the manufacture of drugs or other intoxicants;
- (3)(d) It is written in code;
- (3)(e) It depicts, describes or encourages activities which may lead to the use of physical violence or group disruption;
- (3)(f) It encourages or instructs in the commission of criminal activity;
- (3)(g) It is dangerously inflammatory in that it advocates or encourages riot, insurrection, disruption of the institution, violation of department or institution rules;
- (3)(h) It threatens physical harm, blackmail or extortion;
- (3)(i) It depicts sexual conduct as follows: (1.) Actual or simulated sexual intercourse; (2.) Deviate sexual intercourse; (3.) Sexual bestiality; (4.) Masturbation; (5.) Sadomasochistic abuse; (6.) Actual lewd exhibition of the genitals; (7.) Actual physical contact with a person's unclothed genitals, pubic area, buttocks, or, if such person is a female, breast with the intent to arouse or gratify the sexual desire of either party; (8.) Any act or conduct which constitutes sexual battery or simulates that sexual battery is being or will be committed.
- (3)(j) It depicts nudity in such a way as to create the appearance that sexual conduct is imminent, i.e., display of contact or intended contact with a person's unclothed genitals, pubic area, buttocks or female breasts orally, digitally or by foreign object, or display of sexual organs in an aroused state.
- (3)(k) Contains criminal history, offender registration, or other personal information about another inmate or offender, which, in the hands of an inmate, presents a threat to the security, order or rehabilitative objectives of the correctional system or to the safety of any person;
- (3)(l) It otherwise presents a threat to the security, good order, or discipline of the correctional system or the safety of any person.

If the publication was IMPOUNDED per criteria established in Section (3) of Rule 33-501.401 FAC, the following details the