 <p style="text-align: center;">STATE OF NEW YORK DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION</p> <p style="text-align: center;">DIRECTIVE</p>	<p>TITLE</p> <p style="text-align: center;">Offender Correspondence Program</p>		<p>NO. 4422</p>
			<p>DATE 8/24/2012</p>
<p>SUPERSEDES</p> <p style="text-align: center;">DIR #4422 Dtd. 8/5/2011</p>	<p>DISTRIBUTION</p> <p style="text-align: center;">A B</p>	<p>PAGES</p> <p style="text-align: center;">PAGE 1 OF 12</p>	<p>DATE LAST REVISED</p>
<p>REFERENCES (Include but are not limited to)</p> <p>Dir. #4421, "Privileged Correspondence" Dir. #4913, "Inmate Property"</p>		<p>APPROVING AUTHORITY</p> <p style="text-align: center;"><i>Jeff McFery</i></p>	

- I. PURPOSE:** This directive contains and describes the policies and procedures governing the correspondence program available to all offenders. The exchange of correspondence between an offender and another person or business must be in accord with the regulations contained in this directive. (For the policies and procedures governing "privileged correspondence," see Directive #4421, "Privileged Correspondence.")
- II. POLICY**
- A. These regulations are specified for staff, offenders, and the general public to provide efficient mail service to all concerned.
 - B. Correspondents are personally responsible for the contents of their mail. Violation of the regulations governing offender correspondence or the standards of offender behavior through correspondence will be considered a serious offense and may result in disciplinary proceedings and/or the monitoring of outgoing correspondence for a specified period of time. Offenders and all correspondents are advised that sending obscene, threatening, or fraudulent materials through the mails may be a crime under state and federal laws. The Department will urge prosecution whenever such mail is brought to its attention.
 - C. The sending and receiving of mail by offenders will be restricted only to the extent necessary to prevent a threat to the safety, security, and good order of the facility or the safety or well being of any person, and to prevent unsolicited and unwanted mail.
 - D. The Superintendent shall have the overall responsibility for the administration of the correspondence program at his or her facility. Specific responsibilities may be delegated by the Superintendent.
- III. GENERAL CORRESPONDENCE PROCEDURES**
- A. General Correspondence: Is mail between an offender and someone other than a person approved for privileged correspondence (see Directive #4421, "Privileged Correspondence"). For the purpose of this directive, outgoing mail purporting to be privileged correspondence will not be considered to be privileged correspondence until it has been placed in the control of the administration for processing.
 - B. Outgoing Mail
 1. An offender may submit correspondence to be sent to any person or business, subject to the conditions and limitations herein.
 2. Whenever the recipient of an offender's correspondence indicates, in any manner, that he or she does not wish to receive further correspondence from the offender, the correspondence unit, the package room, the Deputy Superintendent for Security (DSS), the Supervising Offender Rehabilitation Coordinator (SORC), the facility Parole Office and the offender shall be notified. Form #3402, "Addition of Name to Negative Correspondence/Telephone List," Attachment A, shall be used for notification. A copy will be filed.

3. Negative Correspondence and Telephone List: The Negative Correspondence and Telephone List shall contain the name of any person or business that has indicated, in any manner, that further correspondence from the offender is not desired. If a request to be removed from an offender's telephone or correspondence list is received, a letter in the format of Attachment B shall be sent to the person making the request. If such a person or business indicates, at a later time, that further correspondence is not objectionable, the Superintendent or his designee may, but need not, direct the name of the person or business be removed from the Negative Correspondence and Telephone List.

Upon receipt of a request to be placed on an offender's Negative Correspondence and Telephone List, the requester is to be informed of the toll-free telephone number for the Office of Victim Services (1-800-783-6059). The requester should also be told that the Office of Victim Services is available to explain release notification options and access to Crime Victim Compensation funds, and, when appropriate, to make referrals to support groups or community services such as those assisting victims of domestic violence or sexual assault.

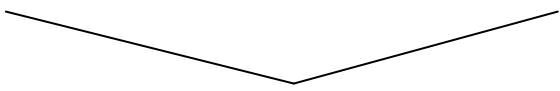
NOTE: A parent, custodian, or legal guardian of an offender's child who requests that the facility prohibit correspondence between the offender and the offender's child should be informed that their request cannot be granted absent a court order. However, if an offender violates Department correspondence procedures, correspondence may be limited as with any other person.

4. No offender shall continue to submit mail to be sent to a person or business that currently appears on his or her Negative Correspondence and Telephone List. Any offender who continues to submit mail to be sent to a person or business that currently appears on the Negative Correspondence and Telephone List may be subject to disciplinary action and/or monitoring of outgoing mail for a specified period of time.
5. No offender may correspond or make telephone calls to any person who is listed on an active court order of protection which prohibits such contacts. The name of the person(s) will be added to the Negative Correspondence and Telephone List. Form #3402 will be completed and used for notification. A copy will be filed.
6. Correspondence by an offender to the following persons requires the special advance approval indicated:
 - a. Unrelated minor persons under 18 years of age: Written approval of the minor's parent or legal guardian must be obtained prior to correspondence with an unrelated minor. The offender may address a letter to the parent or legal guardian to obtain such approval.
 - b. Persons under probation or parole supervision: Authorization from the Superintendent and the Probation or Parole Officer must be obtained before the offender may correspond with a probationer or parolee. Such correspondence will usually be limited to immediate family members.
 - c. Offenders in New York State, Federal, or other correctional facilities: Authorization from the Superintendents concerned must be obtained before an offender may correspond with another offender (see Section III-C for the complete policy and procedure relating to offender-to-offender correspondence.)
 - d. Persons presently or formerly employed by the Department or in a Department facility: Unless an offender is an immediate family member, authorization from the Superintendent must be obtained before an offender may correspond with any person who is a present or former employee of the Department or presently or formerly employed in a Department facility, or with any member of such person's household, at their personal or private residence address.

- e. Victims: Authorization from the Superintendent must be obtained before an offender may correspond with any victim of a crime for which the offender has been convicted or is presently under indictment, or with any member of said victim's household who is not an immediate family member of the offender. The name of the person(s) will be added to the Negative Correspondence and Telephone List. Form #3402 will be completed and used for notification. A copy will be filed.
7. Except for oversize envelopes and parcels, offender –to-offender correspondence and correspondence specified in §721.3 (a) (2) of Directive #4421, "Privileged Correspondence," outgoing correspondence may be sealed by the offender.
8. Oversize correspondence, defined as mail which cannot be enclosed in a standard business envelope, shall be inspected in the presence of the offender by a designated security staff person for the presence of contraband. The Superintendent may designate block, law library, package room, correspondence unit, "legal mail," "notary public," or other staff to conduct these inspections. Inspections shall be completed as soon as possible, but not later than 24 hours after request. Legitimate correspondence may be sealed by the offender after inspection, and the inspecting staff person shall then sign the back of the envelope or parcel certifying inspection, and promptly deliver or forward the mail to the correspondence unit or business office as appropriate.
9. Outgoing correspondence, except as specified in §721.3 (a)(2) of Directive #4421, "Privileged Correspondence," shall not be opened, inspected, or read without express written authorization from the facility Superintendent.
 - a. The Superintendent shall not authorize the opening or inspection of such outgoing mail unless there is a reason to believe that the provisions of this or any directive or offender rule or regulation have been violated, that any applicable state or federal law has been violated, or that such mail threatens the safety, security, or good order of a facility or the safety or well being of any person. Such written authorization by the Superintendent shall set forth specific facts forming the basis for the action.
 - b. If after inspecting the contents of outgoing mail it is determined that the provisions of a directive, rule or regulation, or state or federal law have been violated, or that such correspondence threatens the safety, security or good order of the facility or the safety or well being of any person, then the correspondence may be confiscated. The offender must be informed in writing unless doing so would interfere with an ongoing investigation.

Where the offender has been so notified, he or she may appeal the action to the Superintendent.
10. All outgoing offender mail will be stamped with the name, and address of the correctional facility from which it is being sent and a postage meter star symbol.
11. Outgoing mail should include the full address of the person to whom it is addressed. It should include the name, address, city, state, and zip code. Offenders shall not submit correspondence to be sent to a post office box without a specifically identified addressee; the addressee (either a person or a business) shall be clearly identified. An insufficiently addressed envelope shall be opened to ensure that the letter is returned to the originator.
12. An offender may use envelopes and writing paper provided by the facility, or personal writing paper. Any printing on personalized writing paper is limited to the offender's commitment name (unless the offender's name has been legally changed), Department Identification Number (DIN), and facility address. Personalized writing paper (not envelopes) may be ordered by the offender from a commercial source.

13. It is the responsibility of each offender to print or type his or her return address on the front upper-left-hand corner and on the back flap of each outgoing envelope exactly as illustrated below. The offender shall use his or her commitment name unless it has been legally changed. Failure to include all return address information in the order indicated may result in the opening and return of the mail to the offender. If the correspondence unit is unable to identify the offender sender, the mail will be destroyed by the facility.

Great Meadow Correctional Facility Box 51 Comstock, New York 12821-0051 John Doremi, 78-X-999	New York State Department of Corrections and Community Supervision Offender Correspondence Program John Doremi, 78-X-999
(Envelope - front - upper left)	 (Envelope - back flap - centered)

14. A facility may restrict what appears on the outside of an outgoing envelope.
15. Offenders who are unable to read or write may request the assistance of a staff member, volunteer, or another offender for correspondence purposes.
16. Offenders shall not conduct a mail order or other business while under the custody of the Department. Superintendents may direct Administrative Services, Program Services, or Security Services Deputies to monitor correspondence patterns and financial accounts to detect any irregularities which would indicate this type of activity. Violation of this policy by an offender may result in disciplinary action and/or the monitoring of outgoing correspondence for a specified period of time.
17. Offenders shall not be permitted to use their correspondence privileges to solicit or otherwise commercially advertise for money, services, or goods.
18. Correspondence privileges shall not be used by an offender to engage in any form of gambling or to participate in any lottery, sweepstakes, or chain letter operation.
19. An offender may send, at their own expense, a certified or registered letter, and the offender will be provided with a "return receipt" if requested and after the delivery has been made.
20. An offender must request and pay for certified or registered mail service in order to have a valued personal document mailed out from personal property secured by the facility Inmate Records Coordinator (IRC). Whenever such mail is prepared and sent by the IRC, a copy of the disbursement form and postal documentation showing the item has been sent will be filed in that offender's personal property folder. If a "return receipt" has been requested as part of the postal service, it shall go directly to the offender.
21. An offender shall not include any written material in outgoing mail not specifically intended for the addressee identified on the exterior of the envelope. Likewise, an offender shall not include in outgoing mail any written material for an offender not specifically identified as the sender on the exterior of the envelope. This practice, sometimes known as "kiting," may be the basis for disciplinary action.
22. Outgoing correspondence that does not comply with this directive will be opened and returned to the offender. The Correspondence Unit shall indicate the reason for return.

C. Offender-to-Offender Correspondence

1. Approval for Offender to Offender Correspondence: The Superintendent or chief administrator at each facility may designate a staff member to process offender-to-offender correspondence requests. These requests will be investigated by both facilities to determine that the exchange of such correspondence will not create problems relating to the safety, security, or good order of the facilities, or the safety or well-being of any individual before any offender-to-offender correspondence is authorized. Authorization for such correspondence must come from the involved Superintendents or their designees.
 - a. Exception: Only the approval of the Superintendent of the facility where our offender is housed is required when they request to correspond with offenders who are under the custody of the New York City Department of Corrections. This exception is based on the New York City Department of Corrections' policy that permits offenders to write to whomever they choose, including other offenders.
 - b. Restrictions: Offenders are only permitted to correspond with immediate family members and codefendants in active cases. For the purposes of this Directive, immediate family members are defined as spouses, children, parents, siblings, and grandparents. Other offender-to-offender correspondence may only be approved in exceptional circumstances. Changes to the offender-to-offender correspondence lists are permitted only on a quarterly basis at the time of the offender's scheduled interview. Photographs of incarcerated offenders should not be included in offender to offender correspondence.
 - c. Transfer of Offenders: When an offender is transferred, his/her approval to correspond with other offenders will remain in effect. The Guidance staff at the receiving facility will notify their Correspondence Unit of the names of those offenders with approvals for offender-to-offender correspondence.
2. Denials of authorization for offender-to-offender correspondence shall include a statement of reasons for the denial, and shall be placed in both offenders' files. Such denials may be appealed to the Commissioner or designee, in writing, within thirty days.

Authorization to correspond may be withdrawn by the Superintendent in particular cases when it is demonstrated and documented that:

 - a. One or both offenders have violated facility or Departmental rules or regulations,
 - b. The reason for the original approval no longer applies or has been determined to have been erroneous or deceptive,
 - c. The safety, security or good order of a facility is jeopardized, or
 - d. The safety or well being of any individual is jeopardized. Such documentation shall be placed in both offenders' files.
3. Offender to offender correspondence must not be sealed. If it is sealed, it may be opened and returned to the offender sender.
4. Offender to offender correspondence may be read by the Superintendent or designee of either the sending or receiving facility or both. No offender-to-offender correspondence shall be deemed in any way to be privileged correspondence.
5. There shall be no exchange of funds or packages between offenders, except as authorized in Directive #4761, "Offender Charitable Contributions and Gifts."

D. Postage

1. Purchase/Possession of Stamps:

- a. Offenders may not receive stamps through the mail or through offender packages.*

*Note: A postage-prepaid envelope received within privileged correspondence from a court or an attorney that has been pre-addressed by the court or attorney may be received (subject to inspection by the security staff) and used by the offender for the intended return correspondence.

- b. The maximum value of stamps in any offender's personal possession should not exceed \$22.50 (see Departmental rule #113.16).
- c. Postage shall be made available by the sale of stamps in the Commissary. Offenders may purchase up to 50 domestic first class stamps for one ounce letters per commissary buy.
- d. An offender may purchase postage by attaching an IAS 2706 disbursement form to a letter only in the following circumstances:
- (1) The offender is newly arrived at a facility, has no stamps, and has not yet had an opportunity for a commissary buy; or
 - (2) The offender has had commissary buy privileges suspended and is not eligible for or does not get a special commissary stamp buy; or
 - (3) A particular letter or parcel, because of size, weight, special handling, or any other special postal feature requires an unusual amount of postage; or
 - (4) There are extenuating circumstances which, in the discretion of the Superintendent, warrant processing a disbursement form; and
 - (5) Sufficient funds are available in the offender's account.
- e. An offender who has lost commissary privileges shall be able to make a monthly "stamp buy" of up to 50 domestic first class stamps for one ounce letters. This special buy shall be offered within 72 hours of the imposition of the penalty and every 30 days thereafter. Offenders who have been admitted to a Special Housing Unit (SHU) shall be offered a "stamp buy" within 72 hours of admission and every 30 days thereafter.

2. Free Postage:

- a. Offenders may receive some free postage for privileged correspondence (see Directive #4421, "Privileged Correspondence").
- b. Offenders received at reception/classification facilities (except cadre) shall be allotted free postage in an amount equivalent to five (5) domestic first class letters of one ounce per week for personal correspondence for a period not to exceed four weeks. Offenders may not accumulate, from week to week, credit for unused postage.

3. Advances for Legal Mail Postage: Funds may be advanced to an offender for the purpose of sending legal mail in accordance with the procedures detailed in Directive #4421, "Privileged Correspondence," and Directive #2788, "Collection and Repayment of Inmate Advances and Obligations."

4. Advances for Personal Postage: Funds may be advanced to an offender for postage for one domestic first class one-ounce letter per month in the following circumstances:

- a. The offender has been confined to SHU for discipline or administrative segregation for 30 days or more, and has a zero or negative account balance; or
- b. The offender has been in keeplock status for 30 days or more, has lost telephone privileges, and has a zero or negative account balance; or

- c. The offender has lost telephone privileges, has a zero or negative account balance, and has not refused to accept available program assignments.
 5. Offender Organizations: Offender organizations must pay the postage costs for all of their outgoing mail.
- E. Business Mail: All correspondence addressed to a business entity, other than a member of the media, shall be considered business mail and shall be processed as follows:
1. Business mail obligating an offender's funds (e.g., requests to an outside vendor for goods or services, etc.) must be accompanied by a signed and approved IAS 2706 Disbursement Form (see Directive #2798, "Inmate Accounts").
 2. When processing this business mail, the facility must ensure that the offender has sufficient funds. If sufficient funds are available, a check or money order will be drawn against the offender's account and inserted in the envelope as advance payment.
 3. Offenders are prohibited from using business correspondence to order any items on credit or installment plans, and are also prohibited from obligating their funds for anything more than the immediate purchase which is being reviewed. For example, offenders may not join a club or purchase plan in which items are automatically sent to the facility along with invoices for payment each week, month etc. Offenders may, however make one single, initial payment for items which will be delivered over an extended period of time, provided that there is no additional billing for the items being delivered in the future.
 4. All business mail, except business mail addressed to the media will be submitted by the offender unsealed. Such business mail is subject to inspection.
 5. All business mail addressed to the media may be submitted by the offender sealed. Such business mail shall not be subject to opening, inspection, or confiscation, except in accordance with the provisions of Section III-B-7 above.
 6. Notwithstanding the above mail addressed to a box number in care of a media entity shall not be considered to be mail addressed to the media.
- F. Collection of Mail: Outgoing offender mail shall be collected from mail boxes, placed in convenient locations in the facility, by a correctional employee at least once a day, except Saturdays, Sundays, and State and postal holidays; mail service on Saturdays and State holidays is optional. At no time shall an offender collect the mail. Collected mail shall be processed and forwarded to a post office at least once a day, except as noted above.
- G. Incoming Mail
1. Inspection of incoming correspondence:
 - a. Before opening, incoming mail should be checked to make sure that the addressee can be accurately identified and is currently at the facility. If the addressee is no longer at the facility, the mail shall be forwarded in accordance with Directive #4015, "Forwarding Offender Mail." All incoming general correspondence must have a clearly identifiable name of sender and return address. A letter which does not have a return address will not be delivered to the offender. It will be considered contraband and handled accordingly (see Directive #4910 "Control of & Search for Contraband," Section VI).
 - b. All incoming general correspondence will be opened and inspected for cash, checks, money orders, printed or photocopied materials, or contraband. The offender's presence is not required during the inspection of incoming general correspondence. (See Directive #4421, "Privileged Correspondence," for the procedure to be followed for the opening of privileged correspondence. See Directive #4572, "Media Review," for publications deemed to be unacceptable.)

2. When, in the course of inspection, cash, checks, or money orders from a clearly identifiable source are found, they shall be removed and credited to the offender's account as appropriate. A copy of a check or money order made out to an offender may be given to that offender if the word "CANCELED," "COPY" or "VOID" is stamped or written across its face. If this has not been done, the copy will be returned to the sender. All anonymously received monies will be considered contraband and handled accordingly. (See also Directive #4910.)
3. When, in the course of inspection, printed or photocopied materials are found, the entire contents of such correspondence may be delayed through the correspondence unit for up to 6 days while the materials are subject to media review guidelines (see Directive #4572, "Media Review," Section III-K, "Source of Publication").

Note: A limit of 5 pages of printed or photocopied materials (an individual newspaper clipping will be considered one page) may be received within a piece of regular correspondence (except as provided below). In order to facilitate media review, pages or clippings must not be taped, glued, or pasted together or to other papers.

Not to exceed once every four months, an offender may make a written request to the Superintendent to receive in excess of five pages of printed or photocopied legal papers specifically related to the offender's current legal matter (e.g., legal brief or trial transcript relating to the offender's active case) within a piece of regular correspondence. The offender shall make the request in advance, specifically identifying the legal papers, including the approximate number of pages, and state why they cannot be obtained via the facility law library or privileged correspondence (e.g. from a court, attorney, or the New York State Law Library). If approved, the piece of correspondence must be received within thirty days thereafter. Upon timely receipt, it shall be processed in accordance with this section and shall not be deemed privileged correspondence.

The 5 page limit on the printed or photocopied materials shall not apply to incoming mail from any of the entities listed in sections 721.2(b) (2) through (6) of Directive #4421, "Privileged Correspondence."

4. When, in the course of inspection, contraband is found, it shall be removed and given special handling according to type:
 - a. Third party mail: Defined as correspondence from a party who is not identified as the sender in the return address. The facility shall return the entire correspondence to the sender with a letter explaining that third-party mail is considered contraband, is against Department rules, and therefore will not be delivered to the offender.
 - b. Unauthorized items: Shall be either returned to the sender at the expense of the offender, or otherwise disposed of. Such will be the choice of the offender and accomplished at the offender's expense. An offender should be allowed 30 days to obtain funds to pay the cost of disposing of the contraband. If after 30 days, the offender is unable to pay for disposal of the contraband, it will be donated or destroyed.
 - c. Personal identifying information: Any material which appears to contain personal identifying information (e.g. social security number, home address, private e-mail address or home telephone number) belonging to any person who is not a member of the offender's immediate family shall be examined.

If the information identifies a present or former employee of the Department or a person presently or formerly employed in a Department facility, or a member of such person's household, it shall be withheld for investigation unless it is determined that the offender has authorization from the Superintendent to receive such correspondence, or the personal identifying information pertains to a member of the offender's immediate family.

- d. Crime and sentence information on other offenders: Any material which contains crime and sentence information on any other offender shall be confiscated and delivered to the Superintendent.
 - e. Illegal items (drugs, weapons, etc.): Shall be forwarded to the security office, with appropriate chain-of-custody documentation. When appropriate, the New York State Police or appropriate police agency shall be notified.
 - f. Anonymously received money: Cash, checks or money orders will be confiscated, labeled, and forwarded to the fiscal office for safekeeping. An investigation will be conducted in an attempt to verify the source. If after proper investigation no source is identified, the monies will be turned over to the State Treasurer as miscellaneous receipts on a AC-909 Form.
 - g. Uniform Commercial Code (UCC) Financing Statement: Any UCC Article 9 form, including but not limited to any financing statement (UCC1, UCC1Ad, UCC1AP, UCC3, UCC3Ad, UCC3AP, UCC1CAAd), correction statement (UCC5) or information request (UCC11), whether printed, copied, typed or hand written, or any document concerning a scheme involving an offender's "strawman." "House Joint Resolution 192 of 1933," the "Redemptive Process," "Acceptance for Value," or document indicating copyright of an offender's name is prohibited absent prior written authorization from the Superintendent. All such material and any other material contained within the correspondence shall be examined by the Superintendent in consultation with Counsel's Office and may be withheld for investigation. An offender may request authorization from the Superintendent to receive specific materials by providing the Superintendent with specific, legitimate legal reasons why such materials are required.
5. Incoming general correspondence, other than offender-to-offender letters and offender business mail, will not be read unless there is evidence that the correspondence may contain one or more of the following:
 - a. Plans for sending contraband in or out of the facility;
 - b. Plans for criminal activity including escape; and
 - c. Information which, if communicated, would create a clear and present danger to the safety of persons and/or the security and good order of the facility.
 6. Written authorization from the facility Superintendent to read incoming mail must be placed in the offender's file specifying the reasons such action is considered necessary and whether all mail or certain correspondence shall be read. Such authorization shall be for a 60 day period subject to renewal by the Superintendent. The Superintendent shall request documentation from the person recommending inspection to determine that there are sufficient grounds for reading the mail, that the reasons for reading the mail are related to the legitimate interests of safety, security, and order, and that the reading is no more extensive than necessary to further these interests.
 7. When incoming general correspondence is withheld by the designated staff member for any of the above listed reasons, notification shall be sent to the sender and the intended correspondent of the action taken and reasons therefore, unless doing so would interfere with an ongoing investigation. The sender and offender may appeal this action by writing the Superintendent.
 8. Correspondence privileges with a particular person may be withheld, by the disposition of a Superintendent's Hearing, where the offender has been involved in improper conduct in connection with correspondence with such person.
 9. At the Superintendent's discretion, a record of incoming and outgoing mail may be kept by the correspondence unit.
 10. Mail received at a facility from which an offender has been transferred or released shall be handled in accordance with the procedures indicated in Directive #4015, "Forwarding Offender Mail."

11. Offenders are authorized to retain all of their personal correspondence, subject only to the limitations expressed in Directive #4913, "Inmate Property," and any other applicable rule or regulation.
 12. Incoming mail that is deemed to constitute a form of gambling, lottery, sweepstakes, or chain letter operation is prohibited from coming into the facility. Such mail shall be stamped "RETURN TO SENDER" upon entering the facility.
 13. When an offender's incoming correspondence is stamped "RETURN TO SENDER" or something similar the Correspondence Unit should take precautions to ensure that the letter is not an attempt to circumvent the Department's offender-to-offender correspondence procedures. When such mail is opened to check for contraband it shall be inspected to determine if it was written by the offender to whom it is being "returned." If it was not written by that offender, it shall be withheld.
- H. Distribution of Mail: Incoming general correspondence will be delivered to offenders on normal business days by a correctional employee. Offenders are not permitted to deliver mail to other offenders.
- If the incoming general correspondence is registered or certified, the offender to whom it is addressed shall sign a receipt for such correspondence. If the offender refuses to sign a receipt, the correspondence shall be returned to the Postal Service marked "Refused."

FORM 3402 (7/12)

STATE OF NEW YORK - DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION
ADDITION OF NAME TO NEGATIVE CORRESPONDENCE / TELEPHONE LIST

TO: _____ DIN: _____

FROM: Supervising Offender Rehabilitation Coordinator _____

SUBJECT: Addition of Name to Your Negative Correspondence and/or Telephone List

The following person has contacted this facility and requested that you not be permitted to mail correspondence or make telephone calls to him/her. This name has, therefore, been placed on your Negative Correspondence/Telephone List.

The Superintendent has directed that you immediately discontinue any form of communication with this person.

Should you continue to send correspondence or packages; telephone or attempt to telephone, any person on your Negative Correspondence/Telephone List; or elicit, or attempt to elicit, aid from others for the purpose of circumventing the Superintendent's instructions, disciplinary action will be taken against you. Such disciplinary action may result in your outgoing mail being monitored and your telephone privileges being limited or suspended.

The person whom you are to discontinue corresponding with and telephoning is:

On this date, _____, I personally delivered this memo to the above-named offender and explained the prohibition(s) indicated to him/her.

Offender's Signature

Offender Rehabilitation Coordinator

DIN

Correctional Facility

GUIDANCE AND COUNSELING UNIT CASE FILE
CORRESPONDENCE UNIT
PACKAGE ROOM
DEPUTY SUPERINTENDENT FOR SECURITY

Dear

This is to confirm that you contacted _____, a staff member at this facility, on _____ indicating that you no longer wish to receive correspondence and/or telephone calls from offender _____, DIN# _____ and you wish to have your name added to the offender's Negative Correspondence and Telephone List.

Staff at this facility will make every effort to ensure that your request is honored.

For your information, the toll-free telephone number for the Office of Victim Services is 1-800-783-6059. Staff at that office are available to explain release notification options and access to Crime Victim Compensation funds and, when appropriate, to make referrals to support groups or community services such as those assisting victims of domestic violence or sexual assault.

If the information contained above is incorrect, or if you would like any additional information, please contact the Office of Victim Services.

Sincerely,

Superintendent