


**U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons**



**PROGRAM STATEMENT
Communications Management Units**

Approved by	 William K. Marshall III Director, Federal Bureau of Prisons
DPI	CPD
Number	5214.05
Date	February 26, 2026

Summary of Changes

<i>Program Statement Rescinded:</i> <ul style="list-style-type: none">▪ 5214.02 Communications Management Units (4/1/2015)
<i>Changes:</i> <ul style="list-style-type: none">▪ Implements the three CMU phases and use of Enhanced Classification Range.▪ Updates the BP-A0944, Notice to Inmate of Placement to a Communications Management Unit form.▪ Clarifies the designation and re-designation process.

1. **§ 540.200 Purpose and scope.**

(a) **Purpose of this subpart.** This subpart defines the Federal Bureau of Prisons' (Bureau) authority to operate, and designate inmates to, Communications Management Housing Units (CMUs) within Bureau facilities.

(b) **CMU.** A CMU is a general population housing unit where inmates ordinarily reside, eat, and participate in all educational, recreational, religious, visiting, unit management, and work programming, within the confines of the CMU. Additionally, CMUs may contain a range of cells dedicated to segregated housing of inmates in administrative detention or disciplinary segregation status.

(c) **Purpose of CMUs.** The purpose of CMUs is to provide an inmate housing unit environment that enables staff to more effectively monitor communication between inmates in CMUs and persons in the community. The ability to monitor such communication is necessary to ensure the safety, security, and orderly operation of correctional facilities, and protection of the public. The volume, frequency, and methods, of CMU inmate contact with persons in the community

may be limited as necessary to achieve the goal of total monitoring, consistent with this subpart.

(d) **Application.** Any inmate (as defined in 28 CFR 500.1(c)) meeting criteria prescribed by this subpart may be designated to a CMU.

(e) **Relationship to other regulations.** The regulations in this subpart supersede and control to the extent they conflict with, are inconsistent with, or impose greater limitations than the regulations in this part, or any other regulations in this chapter, except 28 CFR part 501.

The Communications Management Unit (CMU) is established to house inmates who require increased monitoring of communications with persons in the community due to their current offense of conviction, offense conduct, or other verified information. The goal of the CMU is to maintain the safety, security, and orderly operation of Bureau of Prisons (Bureau) facilities, and to protect the public. The provisions of this program statement apply to all inmates housed in the Bureau including pretrial, holdovers, and detainees.

CMU designation is non-punitive and may be appropriate for any inmate meeting the referral criteria in Section 2 of this program statement. All Bureau policies and procedures apply to inmates housed in a CMU unless otherwise prescribed by this program statement. Waivers from any Bureau policy or procedure must be processed according to the Program Statement **Directives Management Manual**.

a. **Program Objectives.**

- Inmates who meet the criteria for designation to a CMU are referred for redesignation.
- CMU inmates are monitored throughout three phases and redesignated when determined appropriate.
- Completion of the three phases and clear disciplinary history do not outweigh national security concerns or the Counter Terrorism Unit's (CTU) assessment of an inmate's threat to institution, staff, and public safety.
- Safe and orderly environments at institutions are enhanced by the operation of CMUs.
- Inmates designated to a CMU are provided due process as described in this program statement.

b. **Institution Supplement.** Each institution with a CMU must develop an Institution Supplement that addresses local operations and procedures. The Institution Supplement is reviewed for legal sufficiency by Regional Counsel before implementation.

2. REFERRAL SOURCES

Referrals may come from any source, such as, but not limited to, the following:

- CTU communication monitoring and intelligence gathering.
- The Designation and Sentence Computation Center (DSCC), as part of the initial and re-designation processes.
- Individual institutions or regional offices, based upon an inmate's behavior or activities.
- Recommendations from other law enforcement agencies or courts.

3. § 540.201 Designation criteria.

Inmates may be designated to a CMU if evidence of the following criteria exists:

- (a) The inmate's current offense(s) of conviction, or offense conduct, included association, communication, or involvement, related to international or domestic terrorism;
- (b) The inmate's current offense(s) of conviction, offense conduct, or activity while incarcerated, indicates a substantial likelihood that the inmate will encourage, coordinate, facilitate, or otherwise act in furtherance of illegal activity through communication with persons in the community;
- (c) The inmate has attempted, or indicates a substantial likelihood that the inmate will contact victims of the inmate's current offense(s) of conviction;
- (d) The inmate committed prohibited activity related to misuse or abuse of approved communication methods while incarcerated; or
- (e) There is any other substantiated/credible evidence of a potential threat to the safe, secure, and orderly operation of prison facilities, or protection of the public, as a result of the inmate's communication with persons in the community.

4. § 540.202 Designation procedures.

Inmates may be designated to CMUs only according to the following procedures:

- (a) **Initial consideration.** Initial consideration of inmates for CMU designation begins when the Bureau becomes aware of information relevant to the criteria described in § 540.201.
- a. **Referral.** Designations to a CMU are coordinated by the CTU through a review of the following information:
- Pre-Sentence Investigation Report (PSI/PSR).
 - Judgment in a Criminal Case (J&C).
 - Statement of Reasons (SOR).
 - DHO reports relevant to referrals, such as communication-related misconduct.

- Relevant Special Investigative Services (SIS) reports, protective custody investigations, etc.
- Correspondence (e.g., memorandums, letters) from courts, United States Attorneys' Offices, law enforcement officials, etc., relating to the referral.
- Any additional pertinent information or intelligence related to the referral.

CTU staff may gather intelligence from sensitive information and utilize the expertise of other law enforcement and intelligence agencies during the CMU review process.

All material utilized during the review and referral process is ordinarily delivered to recipients in electronic format, except classified material that must be handled in accordance with prescribed handling procedures.

b. **Review.** The CTU completes the necessary CMU referral documentation, including the BP-A0944, Notice to Inmate of Placement at a Communications Management Unit form and forwards a copy to the Office of General Counsel (OGC) for review.

c. **Decision.** After OGC completes its review of the referral, the packet is returned to the CTU, which then forwards it to the Assistant Director, CPD.

(b) Assistant Director authority. The Bureau's Assistant Director, Correctional Programs Division, has authority to approve CMU designations. The Assistant Director's decision must be based on a review of the evidence, and a conclusion that the inmate's designation to a CMU is necessary to ensure the safety, security, and orderly operation of correctional facilities, or protection of the public.

Only the Assistant Director, or the individual appointed by the Director to serve as acting Assistant Director, CPD, has the authority to designate an inmate to a CMU. CMU designation approval authority may not be delegated below this level.

Approval or denial by the Assistant Director, Correctional Programs Division (CPD) is reported to the CTU. The CTU then notifies a designator at the DSCC, who notes the decision in the applicable Bureau inmate management system on the inmate's central inmate monitoring (CIM) clearance and separatee data and loads the initial designation or redesignation. Once the designation is loaded into the applicable Bureau inmate management system, movement of the inmate through the prisoner transportation process can be initiated.

d. **Notice to CMU Inmates.** Upon arrival at the designated CMU, inmates are provided the BP-A0944, Notice to Inmate of Placement at a Communications Management Unit, from the Warden as follows:

(c) **Written notice.** Upon arrival at the designated CMU, inmates will receive written notice from the facility's Warden explaining that:

(1) Designation to a CMU allows greater Bureau staff management of communication with persons in the community through complete monitoring of telephone use, written correspondence, and visiting. The volume, frequency, and methods of CMU inmate contact with persons in the community may be limited as necessary to achieve the goal of total monitoring, consistent with this subpart;

(2) General conditions of confinement in the CMU may also be limited as necessary to provide greater management of communications;

(3) Designation to the CMU is not punitive and, by itself, has no effect on the length of the inmate's incarceration. Inmates in CMUs continue to earn sentence credit in accordance with the law and Bureau policy;

(4) Designation to the CMU follows the Assistant Director's decision that such placement is necessary for the safe, secure, and orderly operation of Bureau institutions, or protection of the public. The inmate will be provided an explanation of the decision in sufficient detail, unless the Assistant Director determines that providing specific information would jeopardize the safety, security, and orderly operation of correctional facilities, or protection of the public;

(5) Continued designation to the CMU will be reviewed regularly by the inmate's Unit Team under circumstances providing the inmate notice and an opportunity to be heard, in accordance with the Bureau's policy on Classification and Program Review of Inmates;

(6) The inmate may challenge the CMU designation decision, and any aspect of confinement therein, through the Bureau's administrative remedy program.

5. CENTRAL INMATE MONITORING (CIM) ASSIGNMENTS

CIM assignments regarding CMU candidates are finalized before designation. This ensures the most appropriate placement of each CMU inmate. Inmates who are CIM separatees for any reason may not be housed in the same CMU.

6. CONDITIONS OF CONFINEMENT

The minimum conditions of confinement for CMU inmates will meet or exceed standards for healthy and humane treatment and will be in accordance with applicable Bureau policies. These conditions include, but are not limited to, the specific conditions detailed below.

- a. **Environment.** Living quarters are well ventilated, adequately lit, appropriately heated, and maintained in a sanitary condition.
- b. **Cell Assignments.** Living quarters ordinarily house only the number of occupants for which they are designed. The Warden, however, may authorize additional occupants if adequate standards can be maintained. The unit contains cells dedicated to segregated housing for inmates being placed in administrative detention or disciplinary segregation status. Cells that meet the definition of restrictive housing will follow the requirements for the Program Statement **Special Housing Units**.
- c. **Bedding.** Inmates receive a mattress with a built-in pillow and linens for sleeping. They have opportunities to exchange linens. The frequency of the exchange of linens must be detailed in the Institution Supplement.
- d. **Clothing.** Inmates receive adequate institution clothing, including footwear. They have opportunities to exchange clothing or have it washed. Procedures and the frequency of the exchange or washing of clothing must be detailed in the Institution Supplement. Inmates transferring to and housed within the CMU are not to exceed the amount of clothing in accordance with the Program Statement **Inmate Personal Property** unless otherwise approved by the Warden for religious and/or medical purposes or due to disciplinary/administrative status. In the case of religious and/or medical exceptions, the inmate must post the Warden's signed memorandum clearly indicating the additional authorized items.
- e. **Personal Hygiene.** Inmates have access to a wash basin and toilet. They receive personal hygiene items and have access to showers daily. Additionally, inmates will have access to hair care services. Procedures and the frequency of hair care services must be detailed in the Institution Supplement. Inmates transferring to and housed within the CMU are only authorized to possess the amount of personal hygiene items listed in the Program Statement **Inmate Personal Property**, unless otherwise approved by the Warden for religious and/or medical purposes, or due to disciplinary or administrative status. In the case of religious and/or medical exceptions, the inmate must post a memorandum signed by the Warden, clearly indicating the additional authorized items.
- f. **Meals.** Inmates receive nutritionally adequate meals provided by the institution. These meals will be the same as those served to the general population in accordance with the national menu.
- g. **Education/Recreation.** Inmates have access to library services per 28 C.F.R. part 544, and the Program Statements **Education, Training, and Leisure Time Program Standards** and **Recreation Programs, Inmate**.

Inmates are ordinarily permitted to leave their cells daily for recreation during regular institution hours of operation as directed by the Warden, except during counts. Ordinarily, outdoor exercise

areas are available for inmate use, weather and resources permitting. These areas will be available to inmates unless compelling security or safety reasons dictate otherwise. Inmates are provided various passive and active recreational activities, as well as hobby craft opportunities, in accordance with institution procedures. Televisions are available in unit common areas. All electronic devices that are available to inmates must not have the ability to connect to the internet or transmit communications via unmonitored wireless capabilities.

h. **Personal Property.** While housed in the CMU, an inmate can receive up to five publications at a time and can maintain possession of five publications in accordance with the Program Statement **Inmate Personal Property**. The Warden may approve an increased or decreased number of publications for religious purposes or due to disciplinary/administrative status. In case of religious exceptions, the inmate must post a memorandum drafted by Chaplaincy Services and signed by the Warden, clearly indicating the additional authorized items.

Property will be searched for contraband in compliance with the Program Statement **Inmate Personal Property**. Prior to mailing out excess property, all CMU inmate property must be searched by an Intelligence Research Specialist or authorized staff, as designated by the CTU. Excess property will be mailed at the inmate's expense. Additional procedures governing excess property will be in accordance with local CMU Institution Supplements.

i. **Commissary.** Inmates have access to the commissary like those housed in general population, as determined by the Warden.

j. **Legal Activities.** Inmates may perform legal activities in accordance with 28 C.F.R. part 543, and the Program Statement **Legal Activities, Inmate**. The use of assistants by attorneys to perform legal tasks, as provided in the Program Statement **Legal Activities, Inmate**, applies to inmates in the CMU.

k. **Religion.** Inmates may pursue religious beliefs and practices in accordance with 28 C.F.R. § 548 and the Program Statement **Religious Beliefs and Practices**.

l. **Medical Care.** Health Services staff provide sick call in the unit. Medications will also be delivered and administered in the unit. Specialized services may be provided in the institution's Health Services Department, under conditions that ensure inmates' lack of contact with non-CMU inmates. Emergency medical care is available either at the institution or from the community.

m. **Mental Health Care.** Inmates housed in the CMU have the same access to Psychology Services as those housed in general population. Generally, however, services will only be provided in the CMU. Specialized services may be provided in the institution's suicide watch area or psychological observation area under conditions that ensure inmates' lack of contact with

non-CMU inmates. For newly committed inmates, a Psychology Services initial intake screening is completed in accordance with the Program Statement **Psychology Services Manual**.

- n. **Sanitation.** CMU inmates are responsible for sanitation in their living areas.
- o. **Work Assignments.** Work assignments include orderlies for unit sanitation, food service, recreation, and other work duties and assignments appropriate for the unit as assigned. These work assignments are assigned by Unit Management.

7. ADMISSION AND ORIENTATION (A&O)/CLASSIFICATION AND REVIEWS

Inmates will participate in an institution A&O program as outlined in the Program Statement **Admission and Orientation Program**. Additionally, CMU inmates must participate in a CMU-specific A&O program on the unit. Classification and inmate program reviews of CMU inmates are conducted in accordance with the Program Statement **Unit Management and Inmate Program Review**.

8. PHASES OF THE CMU

The CMU operates in three phases restricting the various forms of communication between CMU inmates and persons in the community. The communication restrictions in each phase of the CMU are follows:

Communication Type	Phase 1 Restrictions	Phase 2 Restrictions	Phase 3 Restrictions
Telephone calls	Total of 3 (15 minute) connected calls per month	Total of 1 (15 minute) connected call per week	Total of 2 (15 minute) connected calls per week
Electronic Messaging	No limits unless otherwise restricted, to and from the allowed 10 contacts	No limits unless otherwise restricted, to and from the allowed 20 contacts	Limited to current number of active contacts as outlined in the Program Statement Trust Fund/Deposit Manual
Social Postal Mail	Unless otherwise restricted, limited to a maximum of 10 approved social contacts	Unless otherwise restricted, limited to a maximum of 20 approved social contacts	Limited to current number of active contacts as outlined in the Program Statement Trust Fund/Deposit Manual
Legal Mail/Calls	No limits unless otherwise restricted	No limits unless otherwise restricted	No limits unless otherwise restricted
Visits	May be limited as outlined in § 540.205 Visiting limitations	May be limited as outlined in § 540.205 Visiting limitations	May be limited as outlined in § 540.205 Visiting limitations
Approved Community Contacts	10 per inmate	20 per inmate	Limited to current number of active contacts as outlined in the Program Statement Trust Fund/Deposit Manual

Inmates designated to the CMU will typically enter Phase 1. Progression or regression through the phases of the CMU is typically initiated by Unit Management during the inmate's scheduled program reviews. The recommendation to progress or regress the inmate into the different phases

is reviewed in collaboration with Intelligence Research Specialists, CTU and relevant department heads, with the Warden making the final determination. Progression or regression is determined by the inmate's conduct, programming, adherence to the phase allowances, and sound correctional judgement.

9. CONTACT WITH PERSONS IN THE COMMUNITY

Contact between CMU inmates and people in the community shall be limited as outlined below in three progressive phases to ensure appropriate use of approved communications by the inmate. Privileged attorney-client communications are not monitored, consistent with the Program Statements **Legal Activities, Inmate and Visiting Regulations**.

§ 540.203 Written correspondence limitations.

(a) **General correspondence.** General written correspondence as defined by this part, may be limited to six pieces of paper (not larger than 8.5 x 11 inches), double-sided writing permitted, once per calendar week, to and from a single recipient at the discretion of the Warden, except as stated in (c) below. This correspondence is subject to staff inspection for contraband and for content.

Incoming and outgoing written general correspondence must be reviewed by CTU staff before delivery to the inmate or further processing to the post office. All correspondence in foreign languages must be translated before delivery to the inmate or further processing to the post office.

For the purposes of communication management, unless otherwise restricted, in Phase 1, CMU inmates will be permitted 10 community social contacts, which will be vetted and pre-approved by CTU. Extenuating circumstances will be reviewed on an individual basis by Unit Management, Intelligence Research Specialists, and the CTU, with final approval being at Warden's discretion.

Postal mail correspondence will be limited to six pieces of paper as outlined in section (a) General Correspondence, to and from a single recipient. Procedures related to correspondence must also be in accordance with the Program Statement **Correspondence**. The page limits apply in all three phases.

In Phase 2 progression CMU inmates will be permitted a maximum of 20 social, community contacts, which will be vetted and pre-approved by CTU, unless otherwise restricted.

Phase 3 progression will ensure the CMU inmate social community contacts are limited to the current number of active contacts as outlined in the Program Statement **Trust Fund/Deposit**

Manual, which will continue to be vetted and pre-approved by CTU unless otherwise restricted.

(b) ***Special mail.***

(1) Special mail, as defined in this part, is limited to privileged communication with the inmate's attorney.

(2) All such correspondence is subject to staff inspection in the inmate's presence for contraband and to ensure its qualification as privileged communication with the inmate's attorney. Inmates may not seal such outgoing mail before giving it to staff for processing. After inspection for contraband, the inmate must then seal the approved outgoing mail material in the presence of staff and immediately give the sealed material to the observing staff for further processing.

(c) ***Frequency and volume limitations.*** Unless the quantity to be processed becomes unreasonable or the inmate abuses or violates these regulations, there is no frequency or volume limitation on written correspondence with the following entities:

(1) U.S. courts;

(2) Federal judges;

(3) U.S. Attorney's Offices;

(4) Members of U.S. Congress;

(5) The Bureau of Prisons;

(6) Other federal law enforcement entities; or

(7) The inmate's attorney (privileged communications only).

Only privileged communication with the inmate's attorney will be handled as special mail. All other types of correspondence do not receive special handling and will be treated as general correspondence. This includes, but is not limited to, media representatives and those entities listed above in this Section.

In all three phases, Legal and court contacts will not be limited unless otherwise restricted. Legal calls will not be limited unless other restrictions are in place.

Digital legal materials will be maintained by staff as outlined in the CMU Institutional Supplement. The supplement will provide additional guidance referencing storage and accountability methods; as authorized by the Warden and CTU/ICTB.

(d) *Electronic messaging may be limited to two messages, per calendar week, to and from a single recipient at the discretion of the Warden.*

CMU inmates are permitted electronic messaging where available. Unless otherwise restricted, Phase 1 of the CMU, electronic communications will be limited to and from the inmate's 10 approved contacts. Phase 2 will be limited to and from the inmate's 20 approved contacts. In Phase 3, unless otherwise restricted, CMU inmates will be limited to the current number of active contacts as outlined in the Program Statement **Trust Fund/Deposit Manual**.

Additionally, the policy on TRULINCS electronic messaging applies to inmates in the CMU.

Incoming and outgoing electronic messaging must be reviewed by CTU staff before delivery to the inmate or further processing to the electronic post office. All correspondence in foreign languages must be translated before delivery to the inmate or further processing to the electronic post office.

§ 540.204 Telephone communication limitations.

(a) *Monitored telephone communication may be limited to immediate family members only. The frequency and duration of telephone communication may also be limited to three connected calls per calendar month, lasting no longer than 15 minutes. The Warden may require such communication to be in English, or translated by an approved interpreter.*

Telephone communications between inmates and people in the community, except properly placed, unmonitored legal calls are:

- Conducted using monitored inmate telephone system (ITS) phone lines.
- Ordinarily live monitored by CTU staff.
- Subject to recording.
- Translated for foreign language conversations.

Unless otherwise restricted, Phase 1 CMU inmates will be limited in frequency of calls to a total of three 15-minute connected calls per calendar month. Phase 2 CMU inmates will progress to a total of one connected 15-minute call per week. Phase 3 inmates will be allowed a total of two 15-minute connected telephone calls per week, limited to the current number of active contacts as outlined in the Program Statement **Trust Fund/Deposit Manual**.

Calls may be made Monday through Friday, except holidays, between 8:00 a.m. and 8:00 p.m., local time. On weekends and holidays, telephone calls may be placed between 8:00 a.m. and 2:30 p.m., local time. Inmate telephone communications must be in accordance with the Program Statement **Inmate Telephone Regulations**.

(b) **Unmonitored telephone communication** is limited to privileged communication with the inmate's attorney. Unmonitored privileged telephone communication with the inmate's attorney is permitted as necessary in furtherance of active litigation, after establishing that communication with the verified attorney by confidential correspondence or visiting, or monitored telephone use, is not adequate due to an urgent or impending deadline.

§ 540.205 Visiting limitations.

(a) **Regular visiting** may be limited to immediate family members. The frequency and duration of regular visiting may also be limited to four one-hour visits each calendar month. The number of visitors permitted during any visit is within the Warden's discretion. Such visits must occur through no-contact visiting facilities.

(1) Regular visits may be simultaneously monitored and recorded, both visually and auditorily, either in person or electronically.

(2) The Warden may require such visits to be conducted in English, or simultaneously translated by an approved interpreter.

(b) **Attorney visiting** is limited to attorney-client privileged communication as provided in this part. These visits may be visually, but not auditorily, monitored. Regulations and policies previously established under 28 CFR part 543 are applicable.

(c) For convicted inmates (as defined in 28 CFR part 551), regulations and policies previously established under 28 CFR part 543 are applicable.

Visiting between inmates and persons in the community except properly scheduled, unmonitored legal visits is:

- conducted using non-contact facilities (e.g., secure partitioned rooms, telephone voice contact),
- ordinarily live monitored by CTU staff,
- subject to recording, and
- translated for foreign language conversations.

In all three phases, unless otherwise restricted, inmates will ordinarily be allowed up to eight hours, but no less than four of visiting time per month. Visits may be scheduled in increments of up to four hours at the discretion of the institution. No single visit (visiting day) may be

scheduled for a period longer than four hours. Visits will be permitted in accordance with the institution supplement, during regular institution visiting hours.

10. REDESIGNATION

For an inmate to be considered for redesignation from the CMU, the inmate must ordinarily be in Phase 3. Progression through the three phases with clear conduct does not outweigh other contributing factors that support continued placement in the CMU. Based on exigent circumstances, Unit Management, in consultation with the Intelligence Research Specialists and relevant Department Heads, may review the inmate's conduct for redesignation consideration prior to Phase 3.

Phase Progression Review will be conducted in connection with Unit Management's regularly scheduled program reviews. Unit Management and Intelligence Research Specialist staff, in conjunction with the CTU, will review the inmate's conduct and communications in a manner consistent with sound correctional judgement and security management practices to determine the inmate's eligibility for phase progression. Any misconduct to include, but not limited to disciplinary or communication management infractions, will result in review of phase progression and consideration for phase regression to Phase 1. An inmate's phase status is not part of the inmate disciplinary process. All CMU inmates are provided the same disciplinary process as described in the Program Statement **Inmate Discipline Program**.

An inmate ordinarily will not be considered for redesignation until Unit Management has conducted at least one program review of the inmate in Phase 3. Unit Management, in connection with the Intelligence Research Specialists and relevant Department Heads, may review the inmate's conduct for redesignation consideration prior to submitting the redesignation rationale to the Warden. Once reviewed and approved by the Warden, the redesignation packet will be submitted for review by the CTU with final approving authority being the Assistant Director, CPD.

Redesignation Criteria. Reviews for continuing CMU designation are done in a manner consistent with sound correctional judgment and security threat management practices. Unit Management staff, the Intelligence Research Specialist(s) and relevant Department Heads, in conjunction with the CTU, review the status of an inmate in a CMU to determine the inmate's readiness for transfer. The decision to transfer reflects Unit Management and the CTU's judgement the inmate can function in another facility in a way he/she is not likely to be a threat to others, or to the institution's orderly operation. CTU staff may gather intelligence from sensitive information and utilize the expertise of other law enforcement and intelligence agencies during the review process.

In determining whether continued CMU placement is necessary, Unit Management and Intelligence Research Specialists will consider whether the original reasons for CMU placement still exist, including whether:

- The inmate's current offense(s) of conviction, or offense conduct, included association, communication, or involvement, related to international or domestic terrorism.
- The inmate's current offense(s) of conviction, offense conduct, or activity while incarcerated, indicates a propensity to encourage, coordinate, facilitate, or otherwise act in furtherance of illegal activity through communication with persons in the community.
- The inmate has attempted, or indicates a propensity, to contact victims of their current offense(s) of conviction.
- Continued engagement in the behaviors/activities which were the supporting rationale for CMU placement
- The inmate committed prohibited activity to include, but not limited to, misuse/abuse of approved communication methods while incarcerated.
- There is any other evidence of a potential threat to the safe, secure, and orderly operation of prison facilities, or protection of the public, as a result of the inmate's unmonitored communication with persons in the community.

Additional information to be considered includes whether the inmate can safely function in a less restrictive unit without posing a safety and security risk to institutions, staff, other inmates, themselves, or the public. Ultimately, it must be a staff member's assessment the inmate does not require the degree of monitoring and controls afforded at a CMU.

Unit Management staff will forward recommendations to the Warden. With the concurrence of the Warden, recommendations are then forwarded to the CTU for review of individual inmate cases. The CTU forwards the recommendation to the Assistant Director, CPD.

Only the Assistant Director, CPD, or the individual appointed by the Director to serve as acting Assistant Director, CPD has the authority to redesignate an inmate from CMU. CMU redesignation approval authority may not be delegated below this level.

All material utilized during the review and referral process is ordinarily delivered to recipients in electronic format, except classified material that must be handled in accordance with the prescribed handling procedures.

Inmates denied redesignation from a CMU are notified in writing by Unit Management of the reason(s) for continued CMU designation. Inmates not satisfied with the redesignation decision, or any other aspect of confinement in the CMU, can appeal the decision or situation in accordance with the Program Statement **Administrative Remedy Program**. Unit Management staff provide the necessary form(s) to the inmate.

Once redesignation from a CMU is approved, CTU staff prepare a referral packet for the DSCC. The packet contains:

- Request for Redesignation Memorandum (drafted by the CTU).
- Approval memorandum signed by the Assistant Director, CPD.

Inmates approved for transfer from a CMU are ordinarily redesignated to the general population in the institution where the CMU is located, for a period of no less than six months. This is accomplished as a step-down process from the CMU if they meet security and custody classification requirements for a medium security facility.

Inmates requiring placement in a high security institution are ordinarily redesignated to an appropriate facility for no less than 6 months, as a step-down process from the CMU.

Approval or denial by the Assistant Director, CPD, is reported to the CTU. The CTU then notifies a Designator at the DSCC, who notes the decision in the applicable Bureau inmate management system on the inmate's "CIM Clearance and Separatee Data," and loads the initial designation or redesignation.

During the initial six-month step-down period, the inmate's communications continue to be monitored by the CTU.

Should the inmate continue to program appropriately after transfer from a CMU, they can be considered eligible for transfer to another appropriate security level facility.

11. INMATE APPEAL OF TRANSFER TO A CMU

Inmates may appeal their transfer to a CMU through the Bureau's Administrative Remedy Program. See the Program Statement **Administrative Remedy Program** for additional information.

REFERENCES

Program Statements

Directives Management Manual
Legal Activities, Inmate
Administrative Remedy Program
Inmate Telephone Regulations
Correspondence
Visiting Regulations
Inmate Discipline Program
Special Housing Units
Admission and Orientation Program
Education, Training and Leisure Time Program Standards
Psychology Services Manual
Unit Management and Inmate Program Review
Religious Beliefs and Practices
Recreation Programs, Inmate
Inmate Personal Property

Federal Regulations

28 C.F.R. part 501
28 C.F.R. §§ 540.200 – 540.205
28 C.F.R. part 543
28 C.F.R. part 544
28 C.F.R. part 548
28 C.F.R. part 551

Bureau Forms Prescribed by 5214.05

BP-0944 Notice to Inmate of Placement at a Communications Management Unit

ACA Standards

Performance -Based Standards and Expected Practices for Adult Correctional Facilities (5th Edition): 5-ACI-5A-03, 5-ACI-5A-04, 5-ACI-5A-05, 5-ACI-5B-01, 5-ACI-5B-02, 5-ACI-5A-5B-03, 5-ACI-5B-05, 5E-04, 5-ACI5B-07, 5-ACI-5B-11
Performance -Based Standards and Expected Practices for Adult Local Detention Centers (5th Edition): 5-ALDF-2A-26, 5-ALDF-2A-28, 5-ALDF-2A-29, 5-ALDF-5A-01
American Correctional Association Standards for Administration of Correctional Agencies, 2nd Edition: 2-CO-4B-03, 2-CO-4B-04, 2-C0-4E-01, 2-CO-4F-01

Records Retention Requirements

Requirements and retention guidance for records and information applicable to this program are available in the Records and Information Disposition Schedule (RIDS) on the Bureau's intranet site.