

Ohio Administrative Code Rule 5120:1-10-12 Prisoner discipline.

Effective: February 16, 2016

(A) (Important) Written inmate rules will identify prohibited acts and/or conduct, degrees of violations, ranges of penalties and disciplinary hearing and grievance procedures.

(B) (Important) There shall be a sanctioning schedule for rule violations.

(1) The jail administrator or designee shall approve any penalty exceeding suspension of rights or disciplinary isolation for more than twenty-four hours.

(2) The jail administrator or designee shall approve any penalty exceeding suspension of privileges for more than seventy-two hours.

(3) The maximum sanction for a rule violation(s) shall be no more than two hundred eighty-eight hours.

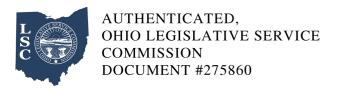
(C) (Important) Inmate rules shall identify the fundamental rights that cannot be suspended except in an emergency, and/or other condition(s)/circumstance(s) beyond the control of the jail administrator or their staff.

(D) (Important) If Inmate access to clothing, bed, bedding, toilet, lavatory and/or shower are suspended, there shall be a daily review for re-instatement by the jail administrator or designee.

Jail disciplinary measures shall not include corporal punishment, discipline administered by inmate(s) and/or the withholding of food or medical treatment.

(E) (Important) Pre-disciplinary hearing requirements shall include, but are not limited to, the following:

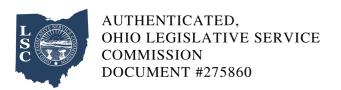
(1) A written incident report;



- (2) Written notification to the individual inmate(s) of the nature and date of the alleged violation(s);
- (3) The opportunity for the inmate to waive the pre-disciplinary hearing;
- (4) An investigation that commences within twenty-four hours of the incident and/or discovery of the incident, whichever comes last, to determine whether sufficient evidence exists to support the charge.
- (F) (Important) Disciplinary hearing requirements shall include, but are not limited to, the following:
- (1) An impartial hearing officer appointed by the jail administrator or designee;
- (2) The opportunity for the inmate to be heard, present evidence and question witnesses subject to the limitations imposed by the hearing officer.

The inmate shall have a minimum of twenty-four hours after receiving notice of the rules violations to prepare for the disciplinary hearing.

- (3) The inmate shall be provided assistance if they are found by the hearing officer not to be able to communicate.
- (4) The opportunity for the inmate to waive the disciplinary hearing.
- (5) A hearing to be held within forty-eight hours excluding, holidays, weekends, and emergencies after receiving written notification if placed in isolation or within three business days if the inmate is not placed in isolation.
- (a) Postponement of the hearing may be granted.
- (b) Written findings prepared by the hearing officer should penalty/sanction be imposed.



- (G) (Important) The assessment of penalties against an inmate shall be documented and maintained with the jail record.
- (H) (Important) Inmates shall be afforded an opportunity to appeal disciplinary actions of the jail administrator or designee.