From: Commander, Navy Personnel Command (PERS-00D)
To: Distribution

Subj: CONFINEMENT FACILITY DESIGNATION CRITERIA FOR PRISONERS
ASSIGNED WITHIN THE NAVY SHORE CORRECTIONS SYSTEM

Ref: (a) SECNAVINST 1640.9C
(b) MILPERSMAN 1640-030
(c) NPC ltr 1640 PERS-00/083 of 12 Nov 10 (Subj: Transfer of the
Specialized Violent Offender Treatment Program (VOTP) from
Naval Consolidated Brig (NAVCONBRIG) Charleston to
NAVCONBRIG Miramar)
(d) BUFERSNOTE 1640 of 8 Jul 10 (Subj: Correctional Program
Requirements)
(e) OUSD Memo (P&R) of 16 Nov 09 (Subj: Sexual Offense Reporting
Requirements)

Encl: (1) Prisoner Transfer Funding Matrix

1. Purpose. Identify criteria for assignment of pre-trial and post-
trial prisoners to U.S. Navy places of shore confinement within the
Continental United States (CONUS).

2. Background

   a. Authority. Per article 1201.5b(7) of reference (a), PERS-00D
   has final authority for designating the place of confinement for all
   prisoners confined within the U.S. Navy corrections system.

   b. Types of Confinement Facilities and Confinement Parameters.
   Reference (b) refers.

   c. Confinement of Pre-trial Prisoners

      (1) Per article 7104.2 of reference (a), pre-trial prisoners,
      regardless of Service affiliation, shall be confined at the nearest or
      most convenient authorized military confinement facility. Exceptions
      include where Navy commands have PERS-00D coordinated memorandums of
      agreement in place with approved civilian correctional facilities
      (i.e., Navy Region Midwest and McHenry County Adult Correctional
      Facility, Woodstock, IL).

      (2) Per article 7401.1a of reference (a), transfer of pre-
      trial prisoners between confinement facilities is not authorized
      except when transient individuals are being held for further transfer
      back to or near their parent command or the command to which assigned
      for disciplinary action. Exceptions to this policy are if an
      individual's life or safety is seriously threatened or if the court-
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months of remaining confinement after subtraction of PTC to enter and
complete the GO Program. Post-trial prisoners convicted of a general
violence offense with nine months of remaining confinement time after
subtraction of PTC may have the opportunity to complete the GO Program
if they voluntarily waive abatement.

(2) Female Prisoners. Regardless of geographical location of
the prisoner (reference (b) refers), post-trial female prisoners with
sentences of one year or more remaining to be served shall be confined
at NAVCONBRIG Miramar. This includes female prisoners that may
ultimately be transferred to the Federal Bureau of Prisons (FBOP).
Regardless of sentence, female prisoners who have any specific
treatment needs including, but not limited to, offense-specific
treatment or any psychiatric needs may be considered for transfer to
NAVCONBRIG Miramar after consultation with the Clinical Services
Director at NAVCONBRIG Miramar or COMNAVPERSCOM (PERS-00D).

3. Funding Prisoner Transfers. Funding matrix (i.e., who pays for
the prisoner transfer) is attached as enclosure (1).

4. Point of Contact (POC). POC for further information is the
undersigned, available at (901) 874-4452, timothy.purcell1@navy.mil.

T. E. PURCELL
By direction

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All Navy Shore Brigs

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<table>
<thead>
<tr>
<th>PRISONER STATUS</th>
<th>TRANSFER FROM</th>
<th>TRANSFER TO</th>
<th>PRISONER'S EXPENSES FUNDED BY</th>
<th>ESCORTS PROVIDED BY</th>
<th>ESCORTS FUNDED BY</th>
</tr>
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<tbody>
<tr>
<td>All Services, Pre-trial Confinement</td>
<td>Parent Command</td>
<td>An Approved DoD / Civilian Confinement Facility</td>
<td>Parent Command</td>
<td>Parent Command</td>
<td>Parent Command</td>
</tr>
<tr>
<td>Other Service Pre-trial or Post-trial</td>
<td>Navy Confinement Facility</td>
<td>Confinement Facility As Directed By Parent Command (Pre-trial) or Service Corrections HQ (Post-trial)</td>
<td>Parent Command</td>
<td>Parent Command (Pre-trial) or As Coordinated By Service Corrections HQ (Post-trial)</td>
<td>Parent Command (Pre-trial) or As Coordinated By Service Corrections HQ (Post-trial)</td>
</tr>
<tr>
<td>Navy Initial Post-Trial Confinement</td>
<td>Parent Command / Non-DoD Approved Local Civilian Confinement Facility</td>
<td>An Approved DoD / Civilian Confinement Facility</td>
<td>Parent Command</td>
<td>As Coordinated</td>
<td>Parent Command</td>
</tr>
<tr>
<td>Navy Post-Trial (30 Days or Less)</td>
<td>An Approved DoD / Civilian Confinement Facility</td>
<td>An Approved DoD Confinement Facility</td>
<td>Parent Command</td>
<td>As Coordinated</td>
<td>Parent Command</td>
</tr>
<tr>
<td>Navy Post-Trial (31 Days or More)</td>
<td>An Approved DoD / Civilian Confinement Facility</td>
<td>An Approved DoD Confinement Facility</td>
<td>NAVCONBRIG Associated with Region or As Coordinated</td>
<td>NAVCONBRIG Associated with Region or As Coordinated</td>
<td>NAVCONBRIG Associated with Region or As Coordinated</td>
</tr>
</tbody>
</table>

Enclosure (1)
From: Commander, Navy Personnel Command  
To: Commanding Officer, Naval Consolidated Brig Charleston  
Commanding Officer, Naval Consolidated Brig Miramar  

Subj: TRANSFER OF THE SPECIALIZED VIOLENT OFFENDER TREATMENT PROGRAM (VOTP) FROM NAVAL CONSOLIDATED BRIG (NAVCONBRIG) CHARLESTON TO NAVCONBRIG MIRAMAR  

Ref:  
(a) NPC Memorandum 5800 Ser 84/137 of 6 Jul 00 (Subj: Office Procedures for Level II Brig Assignment and Transfer of Sex Offenders and Violent Offenders)  
(b) BUPERSNOTE 1640 of 6 Jul 10 (Subj: Correctional Program Requirements)  
(c) BUPERSINST 5450.46A of 23 Nov 99 (Subj: Mission and Functions of the Naval Consolidated Brig, Charleston, SC (NAVCONBRIG Charleston SC))  
(d) BUPERSINST 5450.47B of 15 Jun 01 (Subj: Mission and Functions of the Naval Consolidated Brig, Miramar, San Diego, CA (NAVCONBRIG Miramar CA))  

1. Purpose. Transfer the Violent Offender Treatment Program (VOTP) from Naval Consolidated Brig (NAVCONBRIG) Charleston to NAVCONBRIG Miramar.  

2. Background  

a. Curriculum development for and management of specialized correctional treatment programs for the Navy corrections program is a responsibility of the Commanding Officer (CO), NAVCONBRIG Miramar.  

b. Reference (a) designated NAVCONBRIG Charleston as the exclusive site for the Violent Offender Treatment Program (VOTP) and provided initial details of the program and criteria for prisoner assignment and transfer, including the Sexually Violent Offender Treatment Program (SVOTP).  

c. Transfer of the VOTP, to include the SVOTP, from NAVCONBRIG Charleston to NAVCONBRIG Miramar allows for efficient use of clinical staff, consolidates all specialized treatment programs at a single site, and enhances oversight of mental health program standards by the senior Clinical Services Department Head.  

d. Transfer of the VOTP and assigned prisoners thereof from NAVCONBRIG Charleston to NAVCONBRIG Miramar shall formally occur on 1 January 2011, though prisoners meeting assignment criteria as identified above may begin on or after 1 October 2010.
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e. Transfer of offenders convicted of violent sexual offenses (rape with adult victims) shall begin after commissioning of the BRAC-Corrections expansion project at NAVCONBRIG Miramar (post-January 2011).

f. Sex Offender Education and Anger/Stress Management will continue to be offered at all consolidated brigs. Additionally, the Victim Impact: Listen and Learn curriculum, available by the Office for Victims of Crime (OVCS), shall be utilized, per reference (b), for post-trial prisoners ineligible for assignment to the VOTP. The program materials, along with other facilitator resources, are available for download from OVC’s Training and Technical Assistance Center’s (TTAC) download center at https://www.ovcttac.gov/victimimpact/.

3. Action

a. PERS-00D

(1) Coordinate the transfer of two civilian billets (Series GS-0180-13, Psychology and GS-0185-13, Social Work), to include associated labor funding, from NAVCONBRIG Charleston to NAVCONBRIG Miramar;

(2) Announce program changes via the DoD Corrections Council;

(3) Coordinate with Service correctional headquarters as applicable; and

(4) For eligible post-trial prisoners, designate NAVCONBRIG Miramar as the designated place of confinement for prisoners requiring specialized treatment programs. Once the VOTP at NAVCONBRIG Charleston is transferred to NAVCONBRIG Miramar, transfer all future VOTP-eligible prisoners to NAVCONBRIG Miramar regardless of geographical location at time of conviction.

b. CO, NAVCONBRIG Charleston

(1) Identify and transfer prisoners eligible for assignment to the VOTP at NAVCONBRIG Miramar; and

(2) Update reference (c) as applicable.

c. CO, NAVCONBRIG Miramar

(1) Implement the VOTP at NAVCONBRIG Miramar;

(2) Sustain curriculum development for and management of specialized correctional treatment programs for the Navy corrections program;
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(3) Update reference (d) as applicable; and

(4) Provide periodic progress reports to PERS-00D via the commanding officer’s weekly report.

4. Point of contact is Mr. Timothy Purcell, PERS-00D1, at (901) 874-4452, timothy.purcell1@navy.mil.

D. P. QUINN

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