



North Carolina Department of Correction

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Beverly Eaves Perdue
Governor

Alvin W. Keller, Jr.
Secretary

MEMORANDUM

TO: Senator Harry Brown Senator David Rouzer
Representative Marilyn Avila Representative Patricia McElraft

FROM: Jennie Lancaster, Chief Deputy Secretary

RE: Permanent Rules Adopted by the Department of Correction
Senate Bill 781, Section 57

DATE: October 3, 2011

A large, stylized handwritten signature in black ink, likely belonging to the Secretary, Alvin W. Keller, Jr.

Pursuant to Section 57 of Senate Bill 781, Session Law 2011-394, please find attached the Department of Correction's Legislative Report on Permanent Rules Adopted by the Department of Correction. Each rule adopted addresses whether there is a federal regulation that is analogous; if there is a federal law or regulation that is analogous; and is the state rule more stringent.

JLL:BSB/jbk

Attachment

cc: Bradford Sneed
Chad Lowry
Melvin Lee
John Poteat
Doug Holbrook
Kristine Leggett
Gov Ops Website
General Assembly Legislative Library



Department of Correction Rules
Title 05 - Corrections

		Mandated by Federal Law or Regulation	Analogous Federal Regulation
Chapter 1 Departmental Rules			
- SubChapter F - General Administration			
05 NCAC 01F.0101	Location	No	No
05 NCAC 01F.0102	Cost of Copies	No	No
05 NCAC 01F.0201	Filing a petition for Rule Making	No	No
Chapter 2 Prisons			
- SubChapter D - Public Communications			
05 NCAC 02D.0306	General	No	No
05 NCAC 02D.0307	Correspondence	No	No
05 NCAC 02D.0308	Procedures for Censorship	No	No
05 NCAC 02D.0309	Packages and Other Items	No	No
05 NCAC 02D.0701	Policy	No	No
05 NCAC 02D.0706	Approval of Contracts	No	No
- SubChapter E Treatment			
05 NCAC 02E.1005	Donations	No	No
05 NCAC 02E.1104	Procedures:Notification: Completed Restitution/Reparation	No	No
- SubChapter F - Custody and Security			
05 NCAC 02F.0104	Searches of Visitors and Other Persons	No	No
05 NCAC 02F.0204	Program Sponsors	No	No
05 NCAC 02F.0207	Review Where Organization Barred	No	No
05 NCAC 02F.2205	Other Requirements	No	No
- SubChapter G - Court Related Proceedings			
05 NCAC 02G.0205	Access to Private Counsel	No	No
05 NCAC 02G.0206	Telephone Access to Inmate Clients	No	No
- SubChapter H Religious Practice			
05 NCAC 02H.0106	Advisory Committee on Religious Ministry in Prisons	No	No
Chapter 5 Criminal Justice Partnership			
05 NCAC 05.0101	Grant Award Contracts	No	No
Chapter 6 Private Correctional Service Providers			
05 NCAC 06.0101	Appliction	No	No
05 NCAC 06.0102	Purpose	No	No
05 NCAC 06.0201	Hiring Standards	No	No
05 NCAC 06.0301	Training Standards	No	No
05 NCAC 06.0401	Review of Compliance	No	No