Visited 05/30/2018

INDIANA DEPARTMENT OF CORRECTION
ADULT DISCIPLINARY PROCESS
APPENDIX I: OFFENSES
(June 1, 2015)

CODE	TITLE	CODES FOR LESSER INCLUDED OFFENSE(S)

MAJOR OFFENSES

CLASS A OFFENSES

100	**Violation of Law**	
	Violation of any federal, state or local criminal law (Must specify by name and criminal code number).	
102	**Assault/Battery**	212, 213, 372
	Committing battery/assault upon another person with a weapon (including the throwing of body fluids or waste on another person) or inflicting serious bodily injury.	
103	**Rioting**	223, 236, 351, 360
	Encouraging, directing, commanding, coercing or signaling one or more other persons to participate in a disturbance to facility order caused by a group of two (2) or more offenders which creates a risk of injury to persons or property or participating in such a disturbance or remaining in a group where some members of the group are participating in such a disturbance.	
106	**Possession of Dangerous/Deadly Contraband/Property**	218
	Possession or use of any explosive, ammunition, hazardous chemical (e.g., acids or corrosive agents) or dangerous or deadly weapon.	
108	**Escape**	219, 355, 363
	Intentionally fleeing from lawful detention or knowingly or intentionally failing to return to lawful detention following temporary leave or other authorized absence granted for a specific purpose or time period within two (2) hours after the designated return time.	

Visited 05/30/2018

111 **Conspiracy/Attempting/Aiding or Abetting**

Attempting or conspiring or aiding and abetting with another to commit any Class A offense.

113 **Trafficking** 233, 306, 353, 361

Engaging in trafficking (as defined in IC 35-44.1-3-5) with anyone who is not an offender residing in the same facility.

114 **Sexual Act with a Visitor**

Contact of a sexual nature by an offender with a visitor including: contact between the penis and the vagina or the penis and the anus including penetration, however slight; contact between the mouth and the penis, vagina or anus; or, penetration of the anal or genital opening of a visitor by a hand, finger or other object. (Does not include kicking, punching or grabbing the genitals when the intent is to harm or debilitate rather than to sexually exploit.)

115 **Nonconsensual Sexual Act** 216

Contact of a sexual nature by an offender against another person without his or her consent, or a person unable to consent or refuse including: contact between the penis and the vagina, or the penis and the anus including penetration, however slight; contact between the mouth and the penis, vagina, or anus; or, penetration of the anal or genital opening of another offender by a hand, finger, or other object. (Does not include kicking, punching, or grabbing the genitals when the intent is to harm or debilitate rather than to sexually exploit.

116 **Refusing a Mandatory Program** 347, 356, 371

Refusing to participate in a mandatory program (as authorized by statute or by order of the Commissioner), to include: failure to register for the program, failure to comply with the criteria for participation in the program, failure to cooperate with the staff presenting the program and being terminated from the program based upon failure to participate or for other behavioral reasons.

117 **Assault on Staff** 212, 236, 372

Committing battery/assault upon any staff person, including contractors and

Visited 05/30/2018

volunteers, which results in bodily injury or serious bodily injury (including the throwing of body fluids or waste on a staff person).

120 **Violation of Condition of a Temporary Leave**

Failure to abide by any rules/conditions of the Temporary Leave Agreement.

121 **Use and/or Possession of Cellular Telephone or Other Wireless or Cellular Communications Device**

Unauthorized use or possession of any cellular telephone or other wireless or cellular communications device.

122 **Asserting and/or Filing a False Lien or Judgment**

Asserting and/or filing a lien or judgment against any person when the basis for said lien or judgment is false or otherwise untrue

CLASS B OFFENSES

200 **Habitual Conduct Rule Violator**

Being found or pleading guilty to five (5) unrelated Class C Conduct Offenses in a period of six (6) months or less.

202 **Possession or Use of Controlled Substance** 344

Possession or use of any unauthorized substance controlled pursuant to the laws of the State of Indiana or the United States Code or possession of drug paraphernalia.

203 **Refusal to Submit to Testing**

Refusal to submit to any testing or sampling required by statute (e.g., DNA sampling) or refusal to submit to a test to determine the presence of alcohol or a controlled substance as ordered by staff, including failure to provide an adequate or unadulterated specimen for testing purposes.

204 **Sexual Contact Against Staff Without Consent** 216, 302

Contact of a sexual nature with a staff person, including contractual staff and

Visited 05/30/2018

volunteers, which includes intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any staff person. (Does not include kicking, punching, or grabbing the genitals when the intent is to harm or debilitate rather than to sexually exploit.)

205 **Abusive Sexual Contact with a Visitor** 216, 302

Non penetrative contact of a sexual nature by an offender against a visitor without his or her consent, or of a visitor who is unable to consent or refuse which includes intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh or buttocks of any visitor. (Does not include kicking, punching, or grabbing the genitals when the intent is to harm or debilitate rather than to sexually exploit or contact is incidental to an altercation.)

206 **Abusive Sexual Contact with Another Offender** 206, 302

Non-penetrative contact of a sexual nature by an offender against another offender without his or her consent, or of an offender who is unable to consent or refuse which includes intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh or buttocks of any offender. (Does not include kicking, punching, or grabbing the genitals when the intent is to harm or debilitate rather than to sexually exploit or contact is incidental to an altercation.)

207 **Possession of Electronic Device** 215, 228, 353

Unauthorized alteration, use or possession of any electronic device, including, but not limited to: computer, computer software, pager, PDA, computer disk, CD/DVD, recording tape (audio or video) or associated hardware. (This offense includes accessing computers, software, the Internet, social media, a facility LAN, etc. or using such in a manner not authorized by the Department of Correction and the alteration of authorized electrical devices, such as televisions, fans, etc, for unauthorized purposes, e.g., charging cellular telephones/electronic devices, etc.)

208 **Security Threat Group/Unauthorized Organizational Activity** 223, 246, 351, 360

Engaging, pressuring or authorizing others to engage in security threat group or unauthorized organizational activities, meetings or criminal acts; displaying, wearing, possessing or using security threat group or unauthorized organizational insignia or materials; or, giving security threat group or unauthorized organizational signs. Unauthorized organizational activity shall include engaging

Visited 05/30/2018

in the above activities by or on behalf of an organization that has not been approved by the Department of Correction.

209 **Impairment of Surveillance** 352, 364, 465

Using curtains, coverings or any other matter or object in an unauthorized manner that obstructs or otherwise impairs the line of vision into an offender's cell or room or which obstructs or otherwise impairs any viewing panel or surveillance equipment, either audio or visual within the facility, including blocking staff's view down a range.

212 **Assault/Battery** 236, 360, 372

Committing a battery/assault upon another person without a weapon or inflicting bodily injury.

213 **Threatening** 348, 364

Engaging in any of the following:

1. Communicating to another person a plan to physically harm, harass or intimidate that person or someone else.
2. Communicating a plan to cause damage to or loss of that person's or another person's property.
3. Communicating a plan to intentionally make an accusation that he/she knows is untrue or false

215 **Unauthorized Possession of Property** 228, 306, 353

Unauthorized possession, destruction, alteration, damage to, or theft of State property or property belonging to another.

216 **Sexual Conduct** 302

Engaging in any of the following:

- Sexual intercourse, as defined in this Administrative Procedure, with the consent of the other offender
- Making an explicit request, hiring, or coercing another person to have sexual contact
- Having contact with or performing acts with an animal that would be