

BUREAU OF PRISONS DRUG ABUSE PROGRAM REFERENCE CHART

Program	Eligibility Requirements	Disqualifiers	Program Structure	Locations	Withdrawal/Expulsion	Early Release Criteria	Early Release Factors
<p><b>RESIDENTIAL DRUG ABUSE TREATMENT (DAP) PROGRAM</b></p> <p>See PROGRAM STATEMENT 5330.10, DRUG ABUSE PROGRAMS MANUAL (EFF. 10/9/97)</p> <p>Available at <a href="http://www.bop.gov">www.bop.gov</a></p>	<ul style="list-style-type: none"> <li>-Voluntary</li> <li>-Must have no more than 36 months left to serve and sufficient time to complete program (normally 15-18 mos.)</li> <li>-Must have verifiable &amp; documented substance abuse or dependence meeting diagnostic criteria in DSM-IV for alcohol or drug disorder;</li> <li>-Assessment by BOP program staff indicates drug problem and the diagnosis is supported by PSR or other documentation in central file;</li> <li>- Documentation must indicate defendant's use of same substance for which diagnosis of abuse or dependence was made by interviewer;</li> <li>- "Positive urinalysis" in institution is insufficient corroboration</li> <li>- Must sign participation agreement</li> <li>- Prior convictions have no effect on participating</li> </ul>	<ul style="list-style-type: none"> <li>-Not within 36 months of release or not enough time to complete program;</li> <li>-Serious mental disabilities that would interfere with or preclude full participation;</li> <li>-security levels inappropriate to DAP facility</li> <li>NOTE: DAP Coordinator "shall" initiate request for redesignation &amp; application of "management variable" to Regional Designator for program participation</li> <li>Inmates with physical disabilities may qualify if they are: <ul style="list-style-type: none"> <li>-otherwise qualify</li> <li>-able to participate fully</li> <li>-able to be held accountable</li> <li>-eligible for CCC or home confinement</li> </ul> </li> </ul>	<p><b>RESIDENTIAL PHASE:</b> Housing in separate unit for 6-12 months; 300 hours, treatment program with individual &amp; group activities, study, &amp; counseling;</p> <p><b>INSTITUTION TRANSITIONAL PHASE:</b> general population, requiring min. 1-hour a month for 12-month period or until release after residential phase (n/a if scheduled for transfer to CCC prior to completing this); and/or</p> <p><b>COMMUNITY TRANSITIONAL PHASE:</b> up to 6 mos. upon transfer to CCC or to home confinement;</p> <p><b>Incentives:</b></p> <ul style="list-style-type: none"> <li>-early release (per § 3621(e)) up to 1 year prior to expiration of sentence</li> <li>-cash awards</li> <li>-better living quarters</li> <li>-Warden "strongly encouraged" to approve those who complete program for the max 180-day period of community custody</li> </ul>	<p>SEE REVERSE FOR AVAILABLE FACILITIES</p> <p>IPS 5330.10J</p>	<ul style="list-style-type: none"> <li>-Voluntary withdrawal</li> <li>-Mandatory expulsion by warden or DAP Coordinator based on disruptive behavior related to program or</li> <li>-May be expelled if found to have used or possessed alcohol or drugs, violence or threatened violence against staff or inmates, or committed a serious (100-level) prohibited act;</li> <li>-readmittance based on application to BOP staff;</li> <li>-Withdrawal or removal can result in transfer back to prior institution if transferred to DAP</li> <li>-if readmitted, no credit given for prior participation</li> </ul>	<ul style="list-style-type: none"> <li>- Successful completion of residential DAP</li> <li>-Current offense cannot be: (A) a listed "crime of violence" per BOP Categorization of Offenses policy<sup>1</sup>, or (B) designated at BOP Director's discretion as precluding early release<sup>2</sup>, i.e., a felony that: <ol style="list-style-type: none"> <li>(1) has as an element the actual, attempted, or threatened use of physical force against the person or property of another; or</li> <li>(2) that involved the carrying, possession, or use of a firearm or dangerous weapon, explosives including convictions under §§ 922(a), 924(c); 924(e); or</li> <li>(3) that by its nature or conduct presents a serious potential risk of physical force against the person or property of another; or</li> <li>(4) that by its nature or conduct involved sexual abuse offenses of children; and</li> <li>(5) offenses for which Sentencing Guidelines base offense level was enhanced for use or threatened use of force or for which specific offense characteristic was applied for possession of weapon or use of force was implicated</li> </ol> </li> <li>-Prior felony or misdemeanor conviction for homicide, forcible rape, robbery, aggravated assault or child sex abuse offense precludes early release benefit;</li> <li>- Ineligible if: <ul style="list-style-type: none"> <li>INS detainee</li> <li>contractual boarder (D.C., state, or military) pretrial prisoner</li> <li>"old law" prisoner</li> <li>ineligible for community confinement</li> <li>found guilty of disciplinary violation involving alcohol/drugs, violence/threats or 100-level prohibited act since completion of residential phase</li> </ul> </li> </ul>	<p><b>Early Release Factors</b></p> <ul style="list-style-type: none"> <li>-Reduction not to exceed 12 months per 18 U.S.C § 3621(e);</li> <li>-if less than 12 months left to serve on sentence, early release may not exceed amount remaining;</li> <li>-if detainee exists and cannot be resolved by staff, prisoner is required to participate in institution transitional phase for at least 180 days before early release to detainee is allowed</li> <li>- Parole eligible prisoners who complete residential 6-12 month program may, at PC discretion, be eligible for advanced release date via Superior Program Achievement award</li> </ul>

<sup>1</sup> See BOP Program Statement 5162.04, Categorization of Offenses, Section 6 ("Offenses Categorized as Crimes of Violence") (10/9/97); 28 C.F.R. § 530.58 (10/13/97)

<sup>2</sup> See *Id.*, PS 5162.04, Section 7 ("Offenses that at the Director's Discretion Shall Preclude an Inmate's Receiving Certain Bureau Program Benefits") (10/9/97); 28 C.F.R. § 530.58 (a)(1)(vi) (10/13/97)

FY 2006 Residential Drug Abuse Program Locations:

<p><b>Mid-Atlantic Region</b>  FCI Beckley (WV)  FPC Beckley (WV)  FCI Butner (NC)  FMC Lexington (KY)★  FPC Cumberland (MD)  FCI Morgantown (WV)  FCI Alderson (WV)*</p>	<p><b>North Central Region</b>  FCI Oxford (WI)  FCI Waseca (MN)  FPC Yankton (SD)  FCI Florence (CO)  FPC Florence (CO)  FCI Milan (MI)  FCI Sandstone (MN)  FCI Englewood (CO)  FPC Leavenworth (KS)  FPC Greenville (IL)*</p>	<p><b>Northeast Region</b>  FCI Elkton (OH)  FCI Danbury (CT)*  FCI Fairton (NJ)  FCI Fort Dix (NJ)  FPC Mckean (PA)</p>
<p><b>South Central Region</b>  FSL El Paso (TX)  FCI Bastrop (TX)  FPC Bryan (TX)*  FCI El Reno (OK)  FCI Fort Worth (TX)  FCI Seagoville (TX)  FCI La Tuna (TX)  FMC Carswell (TX)*★  FPC Texarkana (TX)  FCI Beaumont (TX)  FPC Beaumont (TX)  FCI Forrest City - LOW (AR)  FCI Forrest City - MED (AR)</p>	<p><b>Southeast Region</b>  FPC Montgomery (AL)  FCI Talladega (AL)  FPC Talladega (AL)  FCC Coleman-Low (FLA)  FCI Marianna (FLA)  FCI Tallahassee (FLA)*  FCI Jesup (GA)  FPC Edgefield (SC)  FPC Miami (FLA)</p>	<p><b>Western Region</b>  FCI Sheridan (OR)  FPC Sheridan (OR)  FCI Phoenix (AZ)  FPC Phoenix (AZ)*  FCI Dublin (CA)*  FPC Dublin (CA)*  FCI Lompoc (CA)  FCI Terminal Island (CA)</p>

\* - Female Facility

★ - Dual Disorder Program