

**Annex D (Segregation Policy and Procedures) to the JTF 435 Detainee Operations Standard Operating Procedure (SOP)**

1. (U) Purpose and Applicability. This annex reiterates the policy and procedures under which detainees may be placed in single occupancy segregation cells within the Detention Facility in Parwan (DFIP). Segregation of detainees is used for in-processing, administrative, or disciplinary purposes and serves a distinctly different purpose from the restricted interrogation technique separation. Separation allows for the removal of detainees from the general population in order to enhance intelligence gathering efforts.

2. (U) References.

a. (U) AR 190-8, Enemy Prisoners of War, Retained Personnel, Civilian Internees and Other Detainees, 1 October 1997.

b. (U) AR 190-47, The Army Corrections System, 5 April 2004

c. (U) DoDI 2310.08E, Medical Program Support for Detainee Operations, 6 June, 2006.

d. (U) DoDD 2310.01E, The Department of Defense Detainee Program, 5 September, 2006.

e. (U) FM 2-22.3, Human Intelligence Collector Operations, September 2006.

3. (U) Initial Segregation. In order to ensure the health and safety of the detainee population, newly arrived detainees will be segregated from other detainees while they undergo in-processing. The DFIP commander, in coordination with the Joint Interrogation Debriefing Center Officer in Charge (OIC), will ensure that in-processing is complete as soon as practical. Initial segregation will not normally last more than 10 days. Extensions of initial segregation must be approved by the DFIP commander.

4. (U) Administrative Segregation. Detainees in administrative segregation will be provided with full rations, medical care, and normal privileges, including recreation, so far as the health, welfare, control, and physical facilities permit. Detainees in administrative segregation other than initial segregation will, at a minimum, receive the outdoor recreation time afforded to medium security detainees. Exceptions will be recorded and justified in writing.

a. (U) The following detainees may be placed in administrative segregation:

(1) (U) Those requiring segregation for medical reasons, protective custody, or prevention of injury to the detainee;

(2) (U) Those who demonstrate aggressive behavior; those with psychological disorders who do not adjust to living with other detainees; and those who otherwise cannot be controlled;

(3) (U) Those whose emotional state, adjustment to confinement, or mental or physical characteristics warrants such action;

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(4) (U) Those who request to be placed in or remain in administrative segregation. The DFIP commander or appointed designee will review and consider requests for administrative segregation. Detainees who request administrative segregation will be placed back into the general population when they withdraw that request; and

(5) (U) Those who are determined to be fifteen years or younger will be placed in administrative segregation until they are released or they reach the age of sixteen, whichever comes first. In accordance with SECDEF guidance for detainee screening and processing, detainees in Afghanistan are considered a juvenile if under the age of 16.

(a) (U) Any detainee brought to the DFIP who is suspected of being fifteen years of age or less is required to have x-rays of wrists and teeth to determine his age.

(b) (U) Those 15 years and younger are eligible for the Afghan reconciliation program called Program Takhim e'Sol (PTS). PTS requires educational and reintegration training as part of the reconciliation process.

b. (U) Procedural Safeguards for the Implementation of Administrative Segregation.

(1) (U) A review will be conducted concerning the need for continued administrative segregation of the detainee within 72 hours following its imposition. The review shall be conducted by a member of the facility staff appointed by the DFIP commander to review and make recommendations to the commander. The DFIP commander or appointed designee will verbally advise the detainee of any decision to continue administrative segregation beyond the initial 72-hour period. This notification will include the reasons the measure is necessary.

(2) (U) Medical personnel will screen the detainee within 24 hours to ensure the detainee is medically able to remain in segregation and will make recommendation to the DFIP commander. This recommendation will be in writing and include the results of the physical and mental health examination. Detainees held in segregation more than 30 days will receive another medical and mental health evaluation. The results of this examination will be documented and forwarded to the DFIP commander. Medical and mental health exams must be conducted every three months thereafter.

(3) (U) The DFIP Commander or his appointed designee will conduct a review of the status of detainees in administrative segregation and protective custody every seven days for the first 2 months and at least every 30 days thereafter. At stated intervals, administrative segregation must be reauthorized by the approving authority.

(4) (U) Administrative segregation will end as soon as the reason for segregation ceases to exist.

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c. (U) Approval Authorities. The DFIP Commander has the authority to approve administrative segregation for up to 30 days. Administrative segregation beyond 30 days will occur only in extreme circumstances and requires the JTF 435 commander's approval.

5. (U) Disciplinary Segregation. Disciplinary segregation is the removal of detainees from the general population as punishment for violations of DFIP rules. Detainees may be placed in disciplinary segregation only in accordance with the approved disciplinary matrix. The use of disciplinary segregation for long periods is undesirable and will be avoided.

a. (U) Procedural safeguards for the implementation of disciplinary segregation:

(1) (U) Disciplinary segregation will be terminated as a disciplinary measure if a medical officer, physician assistant, or nurse clinician certifies that a deterioration of the detainee's health is anticipated as a result of continued segregation. Medical personnel will screen the detainee within 24 hours to ensure the detainee is medically able to remain in segregation and will make a written recommendation to the DFIP commander. This recommendation will include the results of examination.

(2) (U) Disciplinary segregation will not exceed 20 days without the approval of the Commander, JTF 435 or his designee.

b. (U) A detainee will be placed in disciplinary segregation only after they have committed an offense listed under the approved disciplinary matrix. The length of segregation will be in accordance the disciplinary matrix and will not exceed the length of time authorized therein.

c. (U) The Detention Operations Judge Advocate (DOJA) must review any segregation request that requests placing a detainee in disciplinary segregation for more than ten days. The DOJA will forward the segregation request and legal review to the appropriate approval authority.

d. (U) The approval authorities for disciplinary segregation are listed in the approved disciplinary matrix.

6. (U) General Safeguards:

a. (U) A DD Form 509 (Inspection Record of Detainee in Segregation):

(1) (U) Will be prepared for each detainee in disciplinary segregation and/or each detainee that is considered a suicide or escape risk;

(2) (U) Will be signed each day by the DFIP commander or designated representative; medical officer, nurse clinician or physician assistant; and duty officer when they inspect the detainee;

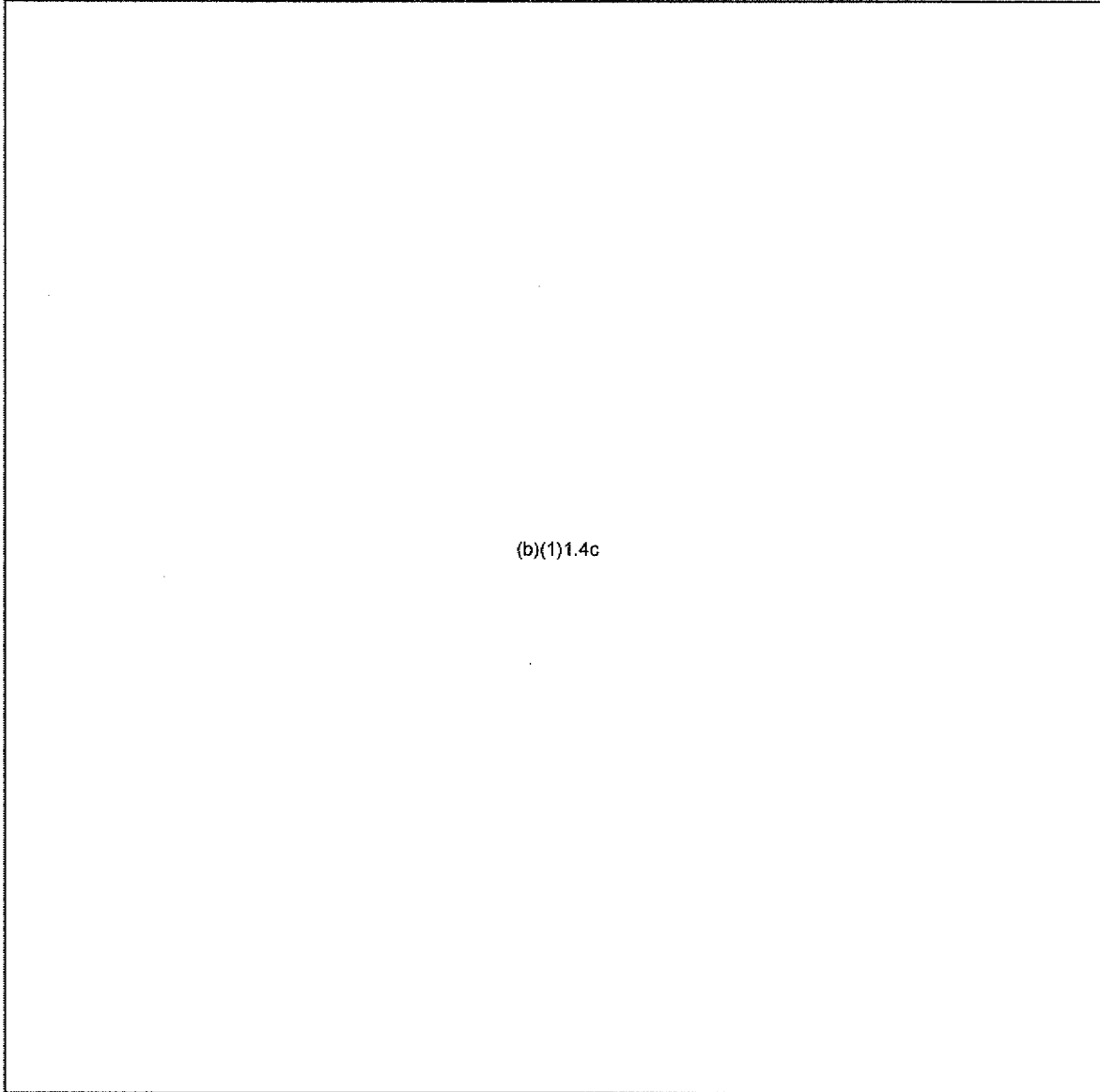
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- (3) (U) Special instructions will be entered based upon the detainee's behavior;
- (4) (U) Part II (Hourly Inspection Record) will be initialed at least every 30 minutes by guard force personnel; and
- (5) (U) Upon completion, will be maintained in the detainee's personnel file.
- b. (U) Detainees in segregation must be kept under close supervision. A noncommissioned officer (NCO), experienced in correctional supervision, will be in charge of the segregation areas at all times. Detainees considered a suicide risk will be observed at least every 15 minutes. Detainees in disciplinary segregation or considered an escape risk will be observed at random intervals no more than 30 minutes apart. A record of such visits and observations will be maintained and posted on DD Form 509.
- c. (U) Medical staff will assess each detainee's medical history within 24 hours of the detainee's retention in segregation. Medical staff representatives will visit each detainee at least once daily to observe the detainee's health and the sanitary conditions of the area. Such visits will be recorded in the facility blotter and DD Form 509 as applicable. The DFIP commander will be informed immediately of all unhealthy or unsanitary conditions.
- d. (U) Detainees will be verbally informed as to the reason(s) for being placed in segregation, and that they will be released when the segregation has served its intended purpose.
7. (U) Interrogation of detainees in segregation. Detainees will be interrogated in accordance with Annex A (Tactical Questioning and Interrogation Policy and Procedures) to the JTF 435 Detainee Operations Standard Operating Procedure (SOP).
8. (U) International Committee of Red Cross (ICRC) visits. ICRC visits to detainees in segregation will be in accordance with Appendix 1, Annex G (International Committee of Red Cross SOP) to the JTF 435 Detainee Operations Standard Operating Procedure (SOP).
9. (U) The POC for ICRC visits and this SOP is the Detention Operations Judge Advocate at DSN (b)(2)

Appendixes

- Appendix 1: Approval Authority for Segregation  
Appendix 2: Categories of Offenses

Appendix 1 (Segregation Approval Authority), Annex D (Segregation Policy and Procedures), to the JTF 435 Detainee Operations Standard Operating Procedure (SOP)



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