

# **Las Animas County Sheriff’s Office**

# **Sheriff Derek Navarette**

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**Rights of Persons Experiencing Incarceration**

All persons experiencing incarceration have the following rights. This list is not meant to be exhaustive. A person experiencing incarceration may still have rights not specifically listed here as guaranteed by law.

* 1. Freedom from discrimination based on gender identity, sexual orientation, religion, disability, race, ethnicity, cultural beliefs, and age.
  2. Freedom of speech, subject to lawful restrictions. Any restrictions shall be explained in the handbook provided to persons experiencing incarceration.
  3. Humane treatment with courtesy, dignity, respect, impartiality, and fairness.
  4. Persons experiencing incarceration have a fundamental constitutional right to practice religion. Jails shall comply with the First Amendment of the Constitution and shall not prohibit the free exercise of religion. Jail policies and procedures may restrict persons’ religious practices and activities only if the practices pose a threat to legitimate penological interests, which is to be documented.
  5. Access to medical care that fits the medical necessity.
  6. Nutritious meals.
  7. Clean living conditions, which include clean bedding and clothing.
  8. Opportunities for regular access to bathing, and use of personal toiletries.
  9. Regular exercise.
  10. Communication with members of the news media in accordance with jail rules and schedules.
  11. Access to legal representation and the courts.