

OFFICE OF THE GOVERNOR

KAY IVEY  
GOVERNOR



STATE CAPITOL  
MONTGOMERY, ALABAMA 36130

(334) 242-7100  
FAX: (334) 242-3282

## STATE OF ALABAMA

October 24, 2022

Via Email: [jordant.100@gmail.com](mailto:jordant.100@gmail.com)

Mr. Jordan Turner  
567 Stinchcomb Drive, Suite 5  
Columbus, Ohio 43202

Re: Public Records Request

Dear Mr. Turner:

We received your check #002450757 dated October 18, 2022, for \$23.00. We can therefore provide this substantive response to your public-records request.

The Governor's Office is providing the attached 28 pages of responsive records. These records are provided without a determination that they are subject to mandatory disclosure under Alabama's public-records law.

If you need further assistance on this request, please contact the Alabama Department of Corrections.

Sincerely,

A handwritten signature in black ink, appearing to read "Pam Chesnutt". The signature is fluid and cursive, with a large, stylized "P" and "C".

Pam Chesnutt  
Special Assistant to the General Counsel



**KAY IVEY**  
GOVERNOR

# State of Alabama Department of Corrections

Alabama Criminal Justice Center  
301 South Ripley Street  
P. O. Box 301501  
Montgomery, AL 36130-1501  
(334) 353-3883



**JOHN Q. HAMM**  
COMMISSIONER

## MEDIA ADVISORY

July 28, 2022

### EXECUTION CARRIED OUT FOR ALABAMA DEATH ROW INMATE

**ATMORE, Alabama** – The execution of Alabama death row inmate Joe Nathan James, Jr., was carried out by lethal injection on July 28, 2022, at the William C. Holman Correctional Facility in Atmore, Alabama. He was pronounced deceased by a physician at 9:27 p.m.

There were no witnesses present for the victim or for the condemned. Four members of the media were witnesses as well as several state witnesses.

On the day of the execution, James had no visitors but had three phone calls with attorneys. He refused breakfast, ate lunch, and refused dinner. He made no special requests.

Following the execution, there was a brief press conference at the Media Center with remarks from Alabama Department of Corrections Commissioner John Hamm.

James was executed for the 1994 capital murder of Faith Hall. He was given an opportunity to make a last statement, but he declined.

His remains will be released to the Escambia County Coroner and taken to the Mobile Lab of the Department of Forensic Sciences for a postmortem examination.



The Montgomery Advertiser

# Joe Nathan James' execution delayed more than three hours by IV issues, ADOC says

82

Evan Mealins, Montgomery Advertiser

July 29, 2022 · 3 min read



The three-plus hour delay in [the execution of Joe Nathan James Jr.](#) on Thursday night was related to issues finding a vein for the lethal injection, Alabama Department of Corrections officials said.

In a Friday afternoon statement, the ADOC emphasized that it followed its execution protocols, which are unknown to the public since reporters have been shut out from attempts to learn more about the process.



1,023

Add to Cart

## TRENDING

**Gabby Petito and Brian Laundrie: Bombshell video emerges revealing hours before murder**

Fox News · 4 min read



**Cold blast to bring record-breaking temperatures to large part of U.S. this week**

NBC News · 1 min read



**This New York restaurant just banned James Corden for being 'a tiny cretin of a man'**

LA Times · 3 min read



**Vance, Ryan trade blows in 2nd Ohio U.S. Senate debate**

Yahoo News · 3 min read



**Jeffrey Epstein accomplice Ghislaine Maxwell says Trump's support gave her a 'big boost'...**

INSIDER · 2 min read





Joe Nathan James Jr. was executed Thursday night after his conviction in the 1994 shooting death of Faith Hall.

ADOC spokeswoman Kelly Betts released the statement to the media at 1:30 p.m. Friday:

“As Commissioner John Hamm stated last night, when carrying out the ultimate punishment, we have protocols that lay out a very deliberate process to make sure the court’s order is carried out correctly. ADOC’s execution team strictly followed the established protocol. The protocol states that if the veins are such that intravenous access cannot be provided, the team will perform a central line procedure. Fortunately, this was not necessary and with adequate time, intravenous access was established,” Betts wrote in the email.

James was scheduled to be executed at 6 p.m. for the 1994 killing of his then-girlfriend Faith Hall. Members of the media were taken to the William C. Holman Correctional Facility in Atmore at 6:33 p.m. to witness the execution but they had to remain in a van outside the execution chamber until nearly 9 p.m.

The IV that delivered the lethal mixture was already in James’ arm when members of the media first saw him in the execution chamber at 9:02. James received the lethal injection at 9:04 p.m. and was pronounced dead at 9:27 p.m.

Hamm, the Department of Corrections commissioner, said immediately after the execution that he “did not know” if the execution team had issues finding a vein and that “nothing out of the ordinary” happened.

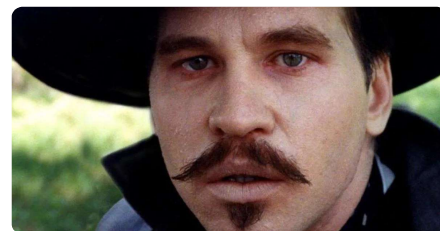
Delays of that length are unusual compared to executions in recent years, said reporters who have previously witnessed executions.

## POPULAR



### Latest SoCal forecast with Dallas Raines

KABC – Los Angeles



### This Is What Made Doc Holliday Feared In 1800s

Ad • Precinct Tv



### Jacksonville sheriff race comes down to the wire between Lakesha Burton and T.K. Waters

The Florida Times-Union



### Fremont Ross football falls to TRAC champ Central Catholic on road



# ALABAMA HOUSE OF REPRESENTATIVES

11 S. UNION STREET, MONTGOMERY ALABAMA 36130

**REP. JUANDALYNN GIVAN**  
DISTRICT 60  
POST OFFICE BOX 13803  
BIRMINGHAM, ALABAMA 35202

STATE HOUSE: 334-242-7684  
DISTRICT: 205-798-8310  
EMAIL: juandalynn.givan@alhouse.gov

July 21, 2002

The Honorable Kay Ivey, Governor  
600 Dexter Avenue  
Montgomery, Alabama 36130

**RE: Request for Clemency & Mercy for Joe Nathan James, Jr.**

Greetings Governor Ivey,

I'm writing to you on behalf of the family of Faith Hall. In August 1994, Joe Nathan James, Jr., shot and killed Faith Hall. Mr. James is scheduled for execution on July 28, 2022, as he's spent nearly 30 years on death row. The family of Ms. Hall has expressed their disdain for the execution of Joe James, Jr. Faith's daughters, Toni and Terryln, were three and six years old when their mother was brutally slain to death. Since that fateful day, this trauma has lived with them their entire lives.

Governor Ivey, we are asking that you stay the execution of Joe Nathan James, Jr. Toni and Terryln have forgiven the actions of Mr. James for the death of their mother.

I believe wholeheartedly in our criminal justice system. We have worked to incarcerate criminals and bring those to justice that have wronged our communities. However, we must also act with compassion and grace when it comes to the wishes of our families that are victims of these heinous atrocities. In many cases, victims and their families respect the wishes of the judicial system when it comes to execution and the death penalty. In this case, the Hall family, with deep prayer, consideration and conviction, is asking you to have mercy by sparing the life of Mr. James. This family has stated publicly and privately that they do not wish for Joe Nathan James to be executed. Instead, they are asking that he continue to serve a life sentence without the possibility of parole.

Governor, you have worked to listen to families in the past and this family is no different. Please find in your availability to meet with this family to at least hear their pleas for their voices to be heard. After all appeals have been exhausted under the laws of the United States, you are the only one with the decision to spare the life of Mr. James. I look forward to working with you and your legal staff to spare the life of Joe Nathan James, Jr. before the death warrant is carried out on Thursday, July 28, 2022, at 6 pm here, in the state of Alabama.

Sincerely,

*Juandalynn Givan*

Juandalynn Givan



ROBERT BENTLEY  
GOVERNOR

# State of Alabama

## Department of Corrections

Alabama Criminal Justice Center  
301 South Ripley Street  
P. O. Box 301501  
Montgomery, AL 36130-1501  
(334) 353-3883



KIM T. THOMAS  
COMMISSIONER

August 1, 2012

**ADMINISTRATIVE REGULATION  
NUMBER 303**

**OPR: OPERATIONS**

### VISITATION

#### I. GENERAL

This Alabama Department of Correction (ADOC) Administrative Regulation (AR) establishes the responsibilities, policies, and procedures for institutional visitation.

#### II. POLICY

It is the policy of the ADOC to afford visitors access to an institution in accordance with this regulation.

#### III. DEFINITION(S) AND ACRONYM(S)

- A. **Attorney:** A person trained in the law, admitted to practice before the bar of the given jurisdiction, and authorized to advise and represent other persons in legal proceedings. <sup>1</sup>
- B. **Barred Visitor:** A person that is permanently restricted from entering the institution.
- C. **Black-light Procedure:** Ultraviolet reflective ink used in conjunction with a black-light to indicate visitors approved to exit the institution.
- D. **Child:** A person under the age of nineteen (19) years of age.
- E. **Common-Law Wife or Husband:** <sup>2</sup>
  - 1. The elements of a common-law spouse are:
    - a. Capacity (age, sanity, not married to anyone else, etc.)

<sup>1</sup> Dictionary of Criminal Justice Terms, American Correctional Association (ACA), 1998, pg 8.

<sup>2</sup> ADOC AR 405, *Inmate Emergency Visit, Pass, and Leave Program*, August 4, 2009.

- b. Present agreement of consent to be husband and wife.
  - c. Consummation. “When the parties live in a manner intended to bring about public recognition of their relationship as husband and wife.”<sup>3</sup>
- 2. Some factors to consider are:
  - a. The parties file tax returns as married.
  - b. The parties cohabited.
  - c. The parties consider themselves married, use the same name, wear wedding rings, have joint accounts, and refer to each other as husband and wife.
  - d. A common law marriage is the same legally as a statutory or ceremonial marriage.
  - e. A common law marriage can be dissolved only by annulment, divorce in court, or death.
- F. **Contraband:** Any item not authorized by law, ADOC Administrative Regulations, institutional policy, or approved by the Warden or Division Director.
- G. **Denial:** The refusal of a person to enter the institution.
- H. **Identification Card:** Documentation used to establish the identity of an individual, such as, government issued photograph identification; i.e. a valid state issued driver’s license, a state issued non-drivers identification card, military (member or dependent) issued identification card, and immigration/naturalization identification card.
- I. **Immediate Family:** For the purpose of this regulation, this includes: mother, father, stepparents, foster parents, husband, wife, children, stepchildren, grandchildren, brother, sister, grandmother, grandfather, half-siblings, son-in-law, daughter-in-law, mother-in-law, and father-in-law as documented in the inmate database.
- J. **Legal Assistant:** A legal agent of the attorney as attested to by written authorization on the attorney’s letterhead signed by the attorney (i.e. paralegals, law clerks, investigators, psychologists, psychiatrists, mitigation specialists, and/or social workers).

---

<sup>3</sup> <http://legaldictionary.thefreedictionary.com/consummate>.

- K. **Legal Guardian:** One who has or is entitled to the custody of the person or property (or both) of an underage person, mental incompetent person, or other persons legally incapable of managing his or her own affairs. <sup>4</sup>
- L. **Minor Child:** Visitor, under nineteen (19) years of age, who is the immediate family member of an inmate to include biological children and grandchildren. Adopted and step-children qualify if the relationship existed prior to incarceration and can be verified.
- M. **Official Visitor:** An individual from a governmental agency (i.e. Governor, Legislator, Judge, high-ranking Law Enforcement Official), ADOC Central Office and/or Division employees conducting business at the institution.
- O. **Special Inmate Visit:** A visit approved by the Warden, or his/her designee, with an immediate family member during a time other than an inmate's scheduled visitation period.
- P **Suspension:** The removal of a person's visitation privilege for a designated period of time.
- Q. **Termination:** The immediate removal of a person from the institution.
- R. **Vendor:** A company or business that provides services to the institution.
- S. **Visitor:** A person who has been granted permission to enter the institution.
1. Active (approved) Visitor: One of eight (8) persons approved on an inmates application form to visit.
  2. Inactive (ineligible) Visitor: A person that is eligible to be placed on an inmate's visitation list but **not** on his/her current active visitation list.
- T. **Visitation Module:** A systematically arranged collection of information pertaining to visitors to the institution that is stored digitally for subsequent retrieval and reporting.
- U. **Visitation Officer:** Correctional personnel designated to oversee the institutional visitation process.

#### IV. **RESPONSIBILITIES**

- A. The Associate Commissioner of Operations shall be responsible for the visitation policy to include barring visitors.

---

<sup>4</sup> Dictionary of Criminal Justice Terms, American Correctional Association (ACA), 1998, pg 48.



- B. The Warden / Division Director / designee is responsible for:
1. The development of their institutional / divisional Standard Operating Procedures (SOPs), as necessary, for the implementation of AR 303, *Visitation*.
  2. Approving and ensuring that the Visitor's, Official Visitor's, Attorney's, or Legal Assistant's information is entered into the Visitation Module.
  3. Ensuring that the Visitor's or Official Visitor's information is entered into the inmate database.
- C. The Visitation Officer is responsible entering visitor data regarding the immediate family members into the inmate database and Visitation Module.
- D. All ADOC employees shall be responsible for complying with the guidelines set forth in this regulation.
- E. Inmates shall be responsible for compliance and notification to their prospective visitor(s) of the requirements of this regulation.

**V. PROCEDURES**

- A. Guidelines:
1. Rules pertaining to visitation hours, dress, and procedures shall be posted in clear view and will be available upon request for approved visitors. See *Annex A, Orientation Guidelines For Visitors and Inmates*.
  2. Visitation rules, policies, forms, and changes will be posted in the law library and noted in the institutional orientation packet. In addition the Visitation policies may be posted on bulletin boards and institutional newsletter.
  3. All visitors initially shall be visually identified against a photo-identification card issued by a federal, state, county, or city governmental agency.
    - a. The following information shall be collected: full name, physical address (no Post Office Boxes will be accepted), city, state, date of birth (DOB), state driver's license number, and phone numbers.
    - b. Visitors fifteen (15) years of age and older shall be photographed and have their fingerprint scanned into the Visitation Module.

c. Visitor photographs shall be updated every two (2) years.

4. Visiting days and hours shall be scheduled by the Warden based upon the number of visitors, size of the visiting area, and the institutional security considerations.

B. Visitation Application:

1. Upon initial intake into the ADOC, an inmate shall list **all** immediate family members on ADOC Form 303-F, *Inmate Immediate Family Members* and return the form to the Visitation Officer within thirty (30) days upon receipt.
2. An inmate shall complete ADOC Form 303-A, *Inmate Visitation Form* for visitors to be considered to be placed on an inmate's active visitation list. An inmate shall have a sixty (60) day waiting period for visitation privileges, unless approved by the Warden, or his/her designee.
3. An inmate may update ADOC Form 303-A, *Inmate Visitation Form*, to the Warden, or his/her designee, every six (6) months. Notification of visitors approved or disapproved is the responsibility of an inmate.
4. An inmate's approved visitation list shall have no more than eight (8) adult visitors active at any one time, all others will be placed on an inmate's inactive list. Minor children should be identified on ADOC Form 303-A.
5. A married inmate may **not** have a friend of the opposite sex on their approved ADOC Form 303-A. An unmarried inmate may have one (1) friend of the opposite sex and one (1) friend of the same sex on his/her approved ADOC Form 303-A. See the following chart for the combinations of visitors:

	Wife	Husband	Male Friend	Female Friend
Married Male	1		1	
Unmarried Male			1	1
Married Female		1		1
Unmarried Female			1	1

6. An adult visitor must be at least nineteen (19) years of age or older to be included on ADOC Form 303-A unless he/her is legally married to the inmate and has proof of such marriage.

7. ADOC Form 303-B, *Request For Minor Children to Visit* shall be completed by the non-incarcerated parent or legal guardian. The ADOC Form 303-B shall be notarized and submitted to the Visitation Officer prior to the scheduled visit. A birth certificate or legal document establishing an inmate's paternity or maternity must be provided for a minor child to be approved to visit an inmate. Only four (4) minor children are authorized to visit an inmate at any one (1) time.
8. An individual who is a victim of an inmate will **not** be approved to visit.
9. An inmate assigned to the Community Corrections Program or Supervised Re-Entry Program shall be prohibited from visiting an incarcerated inmate.
10. Ex-felons, parolees and probationers may be considered after two (2) years from the date of release.
  - a. The ex-felon shall be an immediate family member.
  - b. Parolees and probationers must have written approval from their Parole/Probation Officer.
11. A visitor may **not** be approved on more than one (1) inmate's visiting application unless an inmate is an immediate family member of the visitor and the relationship can be substantiated.
12. Falsification of any visitation application information shall result in denial of the visitor to the institution.
13. A visitor may be denied due to being directly involved in an inmate's criminal behavior.
14. Current or former employees of the ADOC will not be allowed to visit an inmate unless they are immediate family members and have prior approval from the Warden.
15. Visitors must submit an initial written request to wear religious headwear to the Wardens' attention a minimum of thirty (30) days prior to the scheduled visit.
  - a. The Warden shall verify through the Pastoral Program Supervisor the legitimacy of the religious headwear.

- b. Upon approval, the Warden shall notify the visitor in writing that he/she will be allowed to wear the religious headwear into the visitation area. This religious headwear shall be searched.
- c. Upon disapproval, the Warden shall notify the visitor in writing.
- d. The Warden shall provide a copy of the letter (approval or denial) to the Visitation Officer and a copy will be placed in the inmate's database. A notation will also be made in the Visitation Module.

C. Visits:

1. Scheduled Visits:

- a. A parent or legal guardian who has custody of an inmate's minor child may authorize an immediate family member, who is on the active visitor list of an inmate to accompany or supervise an inmate's children by submitting a notarized ADOC Form 303-B, *Request for Minor Children to Visit*. The notarized form should be submitted to the institutional Warden, or his/her designee, prior to the scheduled visit.
- b. A separate notarized ADOC Form 303-B is required for each immediate family member who is approved to accompany or supervise an inmate's minor children.
- c. After the Warden, or his/her designee, reviews an inmate's proposed ADOC Form 303-A, the names of those persons who are approved will be entered into the inmate database, Visitation Module, and a copy of the approved or disapproved list will be given to an inmate and a copy of the list will be scanned into the inmate's database.
- d. Four (4) adults and four (4) minor children are authorized to visit an inmate at any one (1) time. Visitors who bring minor children to visit will be expected to properly supervise the children so that they do not cause disruption to the institution, staff, or other visitors. Violations may result in the visitors being terminated from visitation.

2. Legal/Attorney Visits:

- a. An attorney shall submit a written request to the Warden, or his/her designee, to schedule a legal visit. The request requires a minimum of twenty-four (24) hours notification to be considered for approval. The written request should include the following:
  - (1). The name and AIS number of the inmate(s) and specific legal reason(s) for the visit.
  - (2). The date and time requested.
  - (3). The attorney/legal assistant(s) valid driver's license number and state of issue and other identification information, to include, the bar identification number and professional organization license number.
  - (4). Any other pertinent information.
- b. An attorney(s), or agents of the attorney, including paralegal, investigators, psychologists, psychiatrists, mitigation specialist, and or social workers will be allowed to interview with an inmate for legal purposes and will not be required to have a court order. The request shall come in writing from an attorney and include the attorney's credentials, as indicated in section 2.a. above.
- c. The attorney and legal assistant(s) will be provided a copy of ADOC Form 303-E, *Attorney/Legal Visit Orientation Form*, prior to an attorney visit. The attorney and/or legal assistant(s) scheduled to visit an inmate will return the signed ADOC Form 303-E to the Warden or his/her designee. Visits will not be scheduled prior to this form being signed, returned and approved by the Warden, or his/her designee.
- d. Any question of the validity of the visit shall be referred to ADOC Legal and their instructions followed.
- e. Prior to the visit, the attorney may request, with approval of the Warden to leave legal documents with an inmate. Documents being brought into the institution by attorneys and legal assistants shall be searched in the presence of the attorney and legal assistant.

- f. An attorney may request to bring to a visit electronic equipment, i.e.; laptop, tape recorder, camera; materials needed to complete a psychological evaluation.
  - (1). The request will be honored only in very limited, special circumstances, with the advanced approval of the Warden and the ADOC General Counsel.
  - (2). The request must be in writing to the Warden with a copy sent to the ADOC General Counsel.
- g. Attorneys and Legal Assistants shall go through routine search procedures in accordance with AR 336, *Searches* when entering the institution.
- h. Unless specifically approved by the Warden, or his/her designee, all meetings between attorneys and an inmate shall be one-on-one. The Warden, or his/her designee, shall make every reasonable effort to provide a room where an attorney can meet confidentially with an inmate. A meeting place shall be provided in which others cannot reasonably overhear the discussion between an inmate and attorney.
- i. Attorney visits may be scheduled with death row inmates simultaneously with up to three (3) different inmates/attorneys being placed in the visitation area at the same time. In extreme circumstances an additional inmate may be placed on the visiting yard at the discretion of the Warden.
- j. Restraints for an inmate may be utilized at the Wardens' discretion.

3. Clergy/Pastoral Visits:

- a. A member of the clergy, who was an inmate's pastor in civilian life, may visit an inmate if an inmate has submitted an Inmate Request Form to the Institutional Chaplain and has been approved by the Warden, or his/her designee.
  - (1). An inmate's request shall be submitted in writing at least fourteen (14) days prior to the requested visit date.

- (2). An inmate is limited to a Clergy/Pastoral visit once every six (6) months.
    - (3). The Clergy/Pastoral visit shall not exceed one (1) hour.
  - b. Visiting clergy shall be responsible for complying with the guidelines set forth in this regulation.
4. Special Visits:
- a. An inmate shall submit an Inmate Request Form for a special visit to be approved or disapproved by the Warden, or his/her designee.
  - b. The request should be limited to an immediate family member.
  - c. An inmate may be eligible to receive one (1) special visit every six (6) months.
  - d. A special visit may be for an immediate family member who is not on the active visitation list but lives in excess of 500 miles away.
5. Outside Hospital Visits:
- a. An inmate confined to an outside hospital may only be allowed a visit if the attending physician states that an inmate is in a terminal/life threatening situation and the Warden, or his/her designee, approves the visit.
  - b. The visitor must be on the inmate's active visitor list.
  - c. All visitors must be approved by the Warden, or his/her designee. The Warden, or his/her designee, shall notify in writing the hospital and contract security staff. Approved visitors must present picture identification to visit an inmate.
  - d. Approved visitors shall be required to follow established ADOC and hospital rules and procedures.
  - e. Approved visitors shall **not** be allowed to bring any item to the inmate visit.
  - f. The ADOC Correctional Officer(s)/contract security staff shall contact the institutional Shift Commander or

designee upon the visitor(s) arrival and departure. The visitor(s) name, arrival time and departure time shall be entered into the shift log and forwarded to the visitation officer/designee for entry into the Visitation Module.

6. Institutional Health Care Unit:

- a. An inmate in the institutional health care unit with input from the health care provider may be allowed visitor(s) from the inmate's active visitor list.
- b. The Warden, or his/her designee, shall approve the date and time for the visit.

D. General Visitation Procedures:

1. Each visitor shall be identified by his/her finger scan and identification card. The visitation officer/designee will require all visitors to sign in and out on ADOC Form 303-C, *Visitor Register*, and will log the date and time of the visit. The register shall be dated and signed by the visitation officer/designee.
2. Visitors may be required to walk through a metal detector or screened with a hand-held detector.
3. Upon entry to an institution, ultraviolet ink shall be applied on the back of the hand of all approved visitors. A different design shall be used each day. A black-light shall be utilized to verify that the ink was applied correctly. A black-light shall be utilized to verify only visitors that are exiting the institution.
4. Inmates and visitors shall be searched prior to entering the visitation area to prevent contraband from entering the institution in accordance with AR 336, *Searches* and contraband will be disposed of in accordance with AR 306, *Disposal of Contraband*.
  - a. In accordance with AR 336, *Searches*, no cross gender searches will be conducted.
  - b. Minor children shall be searched in the presence of their parent or legal guardian.
5. If there is reasonable suspicion that the visitor is carrying contraband, an unclothed search may be undertaken in accordance with AR 336, *Searches*. The unclothed search shall be authorized by the Warden. An ADOC Form 303-D, *Visitor Unclothed Search Authorization*, shall be completed prior to the search.



- a. If a visitor refuses to be searched, he or she shall be denied entry into the institution. The visitor may be barred.
  - b. If contraband is found in the possession of a visitor the contraband shall be confiscated and disposed of in accordance with AR 306. The visitor may be detained for questioning by the Warden, his/her designee, or I&I Investigator.
  - c. The on-call I&I Investigator shall be notified.
  - d. An ADOC Form 302-C, *Duty Officer Report* and ADOC Form 302-A, *Incident Report* shall be completed.
- 6. If a visitor appears to be under the influence of an intoxicant he or she shall be denied entry into the institution.
  - 7. If a visitor refuses to comply with visitation rules and procedures he or she shall be removed from the visiting area or institution.
  - 8. Each adult visitor may be allowed to bring no more than \$20.00 for the vending machine(s).
  - 9. An inmate shall be frisk searched prior to entering the visitation area.
  - 10. An inmate is **NOT** permitted to carry any item from the visitation area.
  - 11. An inmate shall be stripped searched prior to exiting the visitation area.
  - 12. An inmate housed in administrative segregation may be allowed visits in accordance with AR 433, *Administrative Segregation*.
  - 13. An inmate housed in disciplinary segregation shall not be allowed visits in accordance with AR 434, *Disciplinary Segregation*, except with an attorney:-

E. Denial, Termination, Suspension and Barred:

- 1. Denial.
  - a. A visit may be denied, with the approval of the Shift Commander, because of institutional or visitation rule violation(s).

- b. Security personnel shall initiate an incident report in accordance with AR 302, *Incident Reporting*.
- c. The Warden shall review the incident to determine if further action is required.
- d. If upon further review, the Warden shall provide a written notice to the visitor that they have been suspended from entering **ALL** ADOC institutions. A copy shall be scanned into the inmate's database and a copy shall be provided to the inmate.

2. Termination.

- a. A visit may be terminated, with approval of the Warden, or his/her designee, because of institutional or visitation rule violation(s) by an inmate or visitor.
- b. Security personnel shall enter the termination in the Visitation Module.
- c. Security personnel shall initiate an incident report in accordance with AR 302, *Incident Reporting*.
- d. The Warden shall review the incident to determine if further action is required.

3. Suspension.

- a. The Warden may suspend visitation privileges, after review of ADOC Form 302-A, *Incident Report*, for a period of up to six (6) months for institutional or visitation rule violation(s).
- b. The Warden, or his/her designee, shall enter the period of suspension into the Visitation Module.
- c. The Warden shall provide a written notice to the inmate, visitor, and visitation staff of suspended visitation privileges.
- d. The suspended visitor may apply in writing to the Warden for reinstatement after the suspension period has ended.

4. Barred.

- a. A visitor may be barred for a period of more than six (6) months to an indefinite length of time for serious and/or repeated infraction(s) such as, but not be limited to:
  - (1). Assaultive/disruptive behavior.
  - (2). Illegal drugs or possession of unauthorized drugs.
  - (3). Possession of firearms/weapons on state property.
  - (4). Repeated violation(s) of institutional or visitation rules.
- b. The Warden will review the ADOC Form 302-A, *Incident Report* and submit his or her recommendation for permanent barring utilizing the Visitation Module to the Associate Commissioner of Operations.
- c. The Associate Commissioner of Operations shall approve or disapprove, utilizing the Visitation Module, the Warden's recommendation for barring a visitor.
- d. The Warden shall provide a written notice to the visitor that they have been barred from entering ALL ADOC institutions. A copy shall be scanned into the inmate's database and a copy shall be provided to the inmate.

F. Official Visitors.

1. These visits will be approved and coordinated by the Warden, or his/her designee, through the Public Information Officer, Institutional Coordinator and the Associate Commissioner of Operations as appropriate.
2. In the event of an unannounced or unscheduled visit by an official visitor, the Public Information Officer, Institutional Coordinator, and the Associate Commissioner of Operations shall be notified immediately.
3. ADOC employees visiting institutions from other divisions (i.e. Central Office, Legal, etc.) may be required to walk through metal detectors and or hand-held devices. These employees will not be subject to search unless there is a security operation in progress and everyone entering the institution that day is being searched.

**VI. DISPOSITION**

Any forms used will be disposed of and retained according to the Departmental Records Disposition Authority (RDA).

**VII. FORMS**

- A. ADOC Form 303-A, *Inmate Visitation Form*.
- B. ADOC Form 303-B, *Request for Minor Children to Visit*.
- C. ADOC Form 303-C, *Visitor Register*.
- D. ADOC Form 303-D, *Visitor Unclothed Search Authorization*.
- E. ADOC Form 303-E, *Attorney/Legal Visit Orientation Form*.
- F. ADOC Form 303-F, *Inmate Immediate Family Members*.

**VIII. SUPERCEDES**

- A. This regulation supercedes AR 303, *Visitation* dated March 23, 2006 and any changes.

**IX. PERFORMANCE**

- A. Code of Alabama 1975 as amended, Sections 14-1-1.1, 14-2-1.
- B. ADOC AR 302, *Incident Reporting*.
- C. ADOC AR 306, *Disposal of Contraband*.
- D. ADOC AR 336, *Searches*.
- E. ADOC AR 433, *Administrative Segregation*.
- F. ADOC AR 434, *Disciplinary Segregation*.
- G. Dictionary of Criminal Justice Terms, American Correctional Association (ACA), Lanham, Maryland, 1998, pg 8.
- H. Black's Law Dictionary, Eighth Edition.

Annex(s):

- A. Orientation Guidelines for Visitors and Inmates.

A handwritten signature in black ink, appearing to read 'Kim T. Thomas', positioned above a horizontal line.

---

Kim T. Thomas, Commissioner

Alabama Department of Corrections

**ORIENTATION GUIDELINES  
FOR VISITORS AND INMATES**

**A. General Rules for Visitation:**

1. Adult visitor must have valid photo identification and be listed on the approved inmates visitation list or have a special visit approved by the Warden.
2. Visitor(s) and all item(s) will be searched.
3. Visitor(s) are required to return all unapproved item(s) to their vehicles. Staff shall not be responsible for any unapproved items.
4. Visitor(s) providing false name(s) or introducing or attempting to introduce contraband may be committing a criminal offense and face possible felony prosecution.
5. Visiting schedule is subject to change without prior notice due to security reasons.
6. If visitor(s) or inmate(s) fail to abide by the established visitation rules their visit will be terminated.
7. Each adult visitor may enter the visitation check-in area with no more than \$20.00, identification card and car keys in a clear plastic bag. Visitors may also have the option of purchasing a \$20.00 debit card.
8. An inmate's adult children and/or grandchildren will be allowed to visit with a birth certificate establishing an inmate's paternity or maternity. Minor children must also have a completed ADOC Form 303-B, *Request for Minor Children to Visit*.
9. Visitor(s) must wear a complete set of undergarments.
10. Parent(s)/legal guardian(s) with babies will be allowed no more than four (4) disposable diapers and one (1) will be changed during searches. One (1) small baby blanket and two (2) plastic baby bottles will be allowed on the visiting area.
11. All dresses, skirts, and pants shall extend below the knee (females only). Splits/Slits must be knee length or lower (females only).
12. All blouses and shirts must be long enough to cover the waist and chest area.
13. Sitting in laps or other type of behavior which is deemed offensive or considered inappropriate or illicit is prohibited.
14. A brief hug and kiss between an inmate and his or her visitor at the time of entry and at the time of departure will be permitted.
15. Visitor(s) shall not be allowed to leave any item(s) for an inmate.
16. Visitor(s) are permitted to wear religious headwear into the visiting area with advanced written approval from the Warden. This headwear is subject to search. It may be necessary for ADOC staff to search this item at any time during the visiting process.

**B. Prohibited Items:**

1. Sunglasses, except prescribed by a doctor.
2. Electronic equipment to include, but not be limited to, cell phones, video games, radios, MP3 players, laptops, etc.
3. Jewelry, except wedding set/band.
4. Medication, except prescribed by a doctor and with prior approval of the Warden.
5. Tobacco products, matches, or lighters.
6. Firearms/Weapons.
7. Purses, briefcases, or duffel bags.
8. Hats, caps, scarves, or headbands.
9. White or any light colored clothing that appears white.
10. Wigs, except prescribed by a doctor and with prior approval of the Warden.
11. Scrub type garments.
12. Sundresses or sleeveless shirts.
13. Shorts, stretch pants, or tight fitting trousers with elastic type fabrics. All trousers must be at least ankle-length.
14. Slippers, shower shoes, and beach shoes.
15. Tight fitting, sheer, and see-through clothes.

Annex A to AR 303 – August 1, 2012

Alabama Department of Corrections

**INMATE VISITATION FORM**

**READ THE FOLLOWING RULES CAREFULLY:**

List on the back of this form, no more than eight (8) active adult and eight (8) minor children. All immediate family members must be listed during initial intake. For the purpose of this regulation, immediate family includes: mother, father, stepparents, foster parents, husband, wife, children, stepchildren, grandchildren, brother, sister, grandmother, grandfather, half-siblings, son-in-law, daughter-in-law, mother-in-law, and father-in-law as documented in the inmate database. A married inmate may **not** have a friend of the opposite sex on their approved ADOC Form 303-A. An unmarried inmate may have one (1) friend of the opposite sex on their approved ADOC Form 303-A. See the following chart for combinations of visitors:

	Wife	Husband	Male Friend	Female Friend
Married Male	1		1	
Unmarried Male			1	1
Married Female		1		1
Unmarried Female			1	1

- A. All adult visitors must be at least nineteen (19) years of age or older to be included on the ADOC Form 303-A, unless they are legally married to an inmate and have proof of such marriage.
- B. Ex-felons, parolees and probationers are prohibited from visitation, unless approved by the Warden or designee. Parolees and probationers must have prior approval from their Parole/Probation Officer.
- C. An individual who is a victim of an inmate will not be approved to visit.
- D. ADOC Form 303-B, *Request For Minor Children to Visit* shall be completed by the non-incarcerated parent or legal guardian. The ADOC Form 303-B shall be notarized and submitted to the Warden prior to the scheduled visit. A birth certificate or legal document establishing an inmate's paternity or maternity must be provided for a minor child to be approved to visit an inmate.
- E. An inmate may only change their ADOC Form 303-A once every six (6) months. Notification of visitors approved or disapproved is the responsibility of an inmate.
- F. Submit completed form to institutional Visitation Officer.

ADOC Form 303-A (Front) – August 1, 2012  
Page: 1 of 2

**INMATE VISITATION FORM**

Inmate's Name: \_\_\_\_\_

AIS #: \_\_\_\_\_

Institution: \_\_\_\_\_

**NO MORE THAN EIGHT (8) ADULTS CAN BE LISTED**

	<u>Adult (Full Name)</u>	<u>Complete Address</u>	<u>Relationship</u>	<u>DOB</u>	<u>Social Security Nbr</u> <u>Driver's License Nbr</u>	<u>Telephone Nbr</u>
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						

**NO MORE THAN EIGHT (8) MINOR CHILDREN CAN BE LISTED**

	<u>Minor Children (Full Name)</u>	<u>Complete Address</u>	<u>Relationship</u>	<u>DOB</u>	<u>Social Security Nbr</u>	<u>Parent/Guardian</u>
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						

Warden's/Designee's Approval: \_\_\_\_\_ Date Approved: \_\_\_\_\_

Distribution: Inmate Database, Visit Module, Inmate

ADOC Form 303-A (Back) – August 1, 2012

Page: 2 of 2



**REQUEST FOR MINOR CHILDREN TO VISIT**

(Submit the notarized form prior to scheduled visitation)

I hereby certify that I, \_\_\_\_\_ (name of parent or legal guardian), am the  
Parent or Legal Guardian for the child (children) under the age of nineteen (19) of the inmate  
\_\_\_\_\_  
(inmate's name), AIS # \_\_\_\_\_  
listed as follows:

	<u><b>Name of Child:</b></u>	<u><b>Relationship</b></u>	<u><b>DOB</b></u>
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____

As the Parent or Legal Guardian\*, I hereby authorize \_\_\_\_\_ / \_\_\_\_\_  
(name and relationship to inmate) to bring and supervise the minor children listed above during the scheduled visit. I acknowledge  
that I am responsible for having this form notarized prior to the scheduled visit and shall attach proof of relationship verified by a birth  
certificate or legal document establishing paternity or maternity. This document authorizing minor children to visit is active from the  
date of notarization until termination by the Parent or Legal Guardian via a notarized written request.

I acknowledge that as a condition of bringing these minor children into the institution for the scheduled visit, I will keep the minor  
children under supervision without disruption to the institution, staff, or other visitors. I understand that in the event that these  
children are not properly supervised, my visit may be terminated.

I hereby release the state of Alabama for any liability of injury.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Printed Name of Parent or Legal Guardian)

\_\_\_\_\_  
(Signature of Parent or Legal Guardian)

\_\_\_\_\_  
(Address of Parent or Legal Guardian)

\_\_\_\_\_  
(Notary Signature)

\_\_\_\_\_  
(Date)

[\_\_\_\_\_  
(Notary Seal)  
\_\_\_\_\_]

\* The Legal Guardian must be on the inmate's approved visitation list.  
Distribution: Inmate Database

ADOC Form 303-B – August 1, 2012

## Alabama Department of Corrections

# VISITOR REGISTER

Date:

[illegible]

(Visitation Officer's Name)

(Visitation Officer's Signature)

(Date)

ADOC Form 303-C – August 1, 2012

Page: \_\_\_\_ of \_\_\_\_

**VISITOR UNCLOTHED SEARCH AUTHORIZATION**

I, \_\_\_\_\_ (visitor's full name) have been requested to submit to a unclothed search prior to visiting inmate \_\_\_\_\_ (Inmate's name) AIS # \_\_\_\_\_ because of the following reason(s): \_\_\_\_\_

Visitor's initials below indicate that they have read and understand the following:

- \_\_\_\_\_ 1. I have been informed that approval for the unclothed search is authorized under Administrative Regulation (AR) 303, *Visitation* and has been authorized by the Warden.
- \_\_\_\_\_ 2. I have been informed that I do not have to allow or participate in this unclothed search and may leave prior to the search.
- \_\_\_\_\_ 3. I have been informed that because of suspicion I shall not be allowed to enter the institution for visitation and that I am required to leave the grounds if I do not participate in the unclothed search.
- \_\_\_\_\_ 4. I was informed that the correctional staff shall not conduct a body cavity search.
- \_\_\_\_\_ 5. I have not been threatened, intimidated, or coerced in any way in reference to this request and/or participation in the unclothed search.
- \_\_\_\_\_ 6. I have not been promised anything to obtain my authorization to participate in the unclothed search

By my signature below I authorize and provide my full consent to the Alabama Department of Corrections and the staff of \_\_\_\_\_ (institution) to conduct an unclothed search.  
I make this authorization of my own free will and accord.

I further acknowledge, in the event I can not read and/or write, this form has been read to me and I accept the terms and conditions as indicated by my signature or mark below.

\_\_\_\_\_  
(Visitor's Signature and Date)

\_\_\_\_\_  
(Security Supervisor's Signature and Date)

Distribution: Inmate Database and Incident Report Module

ADOC Form 303-D – August 1, 2012

Alabama Department of Corrections

**ATTORNEY/LEGAL VISIT ORIENTATION FORM**

**A. General Rules for Visitation:**

1. Visitor(s) must have a photo identification card.
2. Visitor(s) and all item(s) will be searched.
3. Visitor(s) are required to return all unapproved personal item(s) to their vehicle. Staff will not be responsible for any personal item(s).
4. Visitor(s) providing false name(s) or introducing or attempting to introduce contraband may be committing a criminal offense and face possible felony prosecution.
5. Visiting schedule is subject to change without prior notice due to security reasons.
6. Visitor(s) may be asked to leave the institution if they, or an inmate they are visiting, fail to abide by the established visitation rules.
7. Visitor(s) shall be dressed in business or business casual attire.
8. All dresses, skirts, and pants shall extend below the knee (females only).
9. All blouses and shirts must be long enough to cover the waist and chest area.
10. Visitor(s) must wear a complete set of undergarments.  
Visitor(s) are permitted to bring in a no more than \$5.00 in coins for soft drinks, coffee, and or snacks.
11. Prior to the visit, the attorney may request, with approval of the Warden, to leave legal documents with an inmate.
12. An inmate may refuse to meet with the attorney or legal assistant; an inmate can not be forced to meet with an attorney or legal assistant.
13. Visitor(s) may bring two (2) writing instruments and current legal documents to the visit.

**B. Prohibited Items:**

1. Sunglasses, except prescribed by a doctor. (Identify in Section C. Comments/Requests.)
2. Electronic equipment to include, but not be limited to, cell phones, video games, radios, MP3 players, laptops, etc. unless prior approval of the Warden and ADOC General Counsel.
3. Jewelry, except wedding set/band.
4. Medication, except prescribed by a doctor and unless prior approval of the Warden. (Identify in Section C. Comments/Requests.)
5. Tobacco products, matches or lighters.
6. Firearms/Weapons.
7. Purses, briefcases, or duffel bags.
8. Hats, caps, scarves, or headbands.
9. White or any light colored clothing that appears white.
10. Wigs, except prescribed by a doctor and with the prior approval of the Warden.

**C. Comment(s)/Request(s):** \_\_\_\_\_

I have read and understand the above listed guidelines. I will abide by these guidelines or my visit may be denied or terminated. You must submit a letter on your firm's letterhead identifying any member of the defense team requesting approval to visit. The letter shall contain:

1. That they have been retained in the scope of representation or potential representation of an inmate.
2. The name and AIS# of an inmate to visit.
3. The name(s) of the attorney or legal assistant(s) and the last four digits of their social security number (SSN).
4. The attorney or legal assistant(s) current valid driver's license number and state of issuance; the bar identification number; and/or, the professional organization license number.
5. The date and time of the proposed visit.
6. Any other pertinent identification information.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Attorney's Signature)

Distribution: Inmate Database

ADOC Form 303-E – August 1, 2012

Alabama Department of Corrections

**INMATE IMMEDIATE FAMILY MEMBERS**

Inmate's Name: \_\_\_\_\_ AIS #: \_\_\_\_\_  
 Date Submitted to Inmate: \_\_\_\_\_ Date due to Classification: \_\_\_\_\_

You must list all immediate family members on this form and turn back into your Visitation Officer within thirty (30) days of intake. Upon verification of your immediate family, you will not be able to add names. To remove names you will need to provide valid documentation to justify removal (divorce decree, death certificate, etc). Should you become married during incarceration, you may add your spouse (with marriage certificate) as immediate family, but no other relationships will be recognized as immediate family based on marriage during incarceration (i.e. step children, In-Laws, etc).

**Immediate Family:** For the purpose of this regulation, this includes: mother, father, stepparents, foster parents, husband, wife, children, stepchildren, grandchildren, brother, sister, grandmother, grandfather, half-siblings, son-in-law, daughter-in-law, mother-in-law, and father-in-law as documented in the inmate database.

	<u>First Name Last Name</u>		<u>First Name Last Name</u>
Spouse:	_____		
Father:	_____	Mother:	_____
Step-Father:	_____	Step-Mother:	_____
Foster-Father:	_____	Foster-Mother:	_____
Father's Parents:			
Grandfather:	_____	Grandmother:	_____
Mother's Parents:			
Grandfather:	_____	Grandmother:	_____
Children:	_____	Step-Children:	_____
	_____		_____
	_____		_____
	_____		_____
	_____		_____
Siblings:	_____	Half-Siblings:	_____
	_____		_____
	_____		_____
	_____		_____
	_____		_____
Father-In-Law:	_____	Mother-In-Law:	_____
Son-In-Law:	_____	Daughter-In-Law:	_____
Visitation Officer:	_____	Date Entered:	_____

October 12, 2022

**SENT VIA: STANDARD MAIL**

District Attorney Daryl D. Bailey  
100 South Lawrence Street  
Montgomery, AL 36104

**REFERRAL FOR ACTION**

This is a request to respectfully compel the records custodians or other officials within the State of Alabama Governor's Office and the Alabama Department of Corrections ("ADOC") to fulfill our open records request. On the evening of July 28, 2022, the State executed Joe James, Jr. against the wishes of the victim's family. The execution was widely considered botched and took in excess of three hours longer than anticipated. Little to no information has since been provided by the State or the ADOC in this matter. This is despite numerous requests for information, including a formal Open Records Request filed July 29, 2022, an online submission for the request of records from the governor's office on August 5, 2022, and a follow-up complaint filed on August 26, 2022.

Provided the fact that we are now 76 days removed from the original filing, I ask for your intervention at this point in time. The State generally has ten (10) days to put together a response or to render the records requested and is expected to fulfill the request expeditiously. In 2006, Ala. Code § 36-12-40 was implemented that allowed and perhaps mandated that the prosecutor enforce any and all open records requests in the event State officials refuse to comply. The State's online form that was filed August 5, 2022 indicated a response time within ten (10) days.

We also have grave concerns that at this point in time, there may have been tampering with some or all of the governmental records requested. A person commits the crime of tampering with governmental records if; (1) "he knowingly makes a false entry in or falsely alters any governmental record; or (2) knowing he lacks the authority to do so, he intentionally destroys, mutilates, conceals, removes or otherwise substantially impairs the verity or availability of any governmental record; or (3) knowing he lacks the authority to retain a government record he refuses to deliver up the record in his possession upon proper request of a person lawfully entitled to receive such records for examination or other purposes." Ala. Code § 13A-10-12(a) (1994). This is punishable with a one year jail sentence.

I respectfully ask that your office review this concern. There is perhaps no greater need for government transparency when they intentionally take the life of another human being. Indeed, the United States of American is the only developed nation on earth to carry out such a practice. Attached with this referral are the open records request, the email submission, follow-up email requests, and the filing of a complaint in August 2022.

Respectfully,

Jordan Turner

EMAIL: Jordant.100@gmail.com