

MASSACHUSETTS DEPARTMENT OF CORRECTION

BIANNUAL REPORT ON RESTRICTIVE HOUSING

2nd Biannual 2020



Carol A. Mici, Commissioner

Use of Restrictive Housing Report July 1, 2020 to December 31, 2020 to the Joint Committee on the Judiciary, Public Safety, Homeland Security and the House and Senate Committees on Ways and Means

**Report Date:
November 1, 2021**

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Methodology

Restrictive Housing (RH) in the MADOC is a status in which an inmate can move between units in the institution or move to units within other MADOC institutions and remain on the same RH status. An RH status ends when the inmate is released to general population or to a specialty unit that no longer confines one to a cell for more than 22 hours per day. An inmate may have one or more than one RH statuses during a reporting time frame.

The data used for this report comes from the MADOC's Inmate Management System (IMS), and the MADOC Health Services Division (ERMA).

The data represents 1,618 RH statuses based on 1,100 male inmates with one or more discharge date(s) from a RH placement within the reporting time frame from July 1, 2020 to December 31, 2020. The following data tables describe this cohort.¹

Length of Stay in Restrictive Housing²

Average length of stay = 19 days

Median length of stay = 10 days

Table 1

Length of Stay	RHU Count	Percent
30 Days or Less	1,442	89%
31-60 Days	78	5%
60+ Days	98	6%
Total	1,618	100%

Length of Stay in Restrictive Housing of Inmates with Open Mental Health³

Average length of stay = 20 days

Median length of stay = 9 days

Table 2

Length of Stay	RHU Count	Percent
30 Days or Less	798	89%
31-60 Days	45	5%
60+ Days	57	6%
Total	900	100%

¹ Due to rounding, percentage totals may not add up to 100 percent in all tables.

² Data is based on 1,100 inmates with one or more discharge date(s) within the reporting time frame. Inmates who remained active during the reporting time frame and inmates who have a discharge date after the reporting time frame were excluded from this report as these inmates will be included in subsequent reports. The length of stay is tracked in days, and inmates with less than a full day length of stay were counted as one day.

³ An OMH inmate is diagnosed with a mental illness or determined to be in need of mental health intervention on an ongoing basis. See Appendix II for a full definition. Data is based on inmates with Open Mental Health (OMH) released from RH within the reporting time frame. There were 570 OMH inmates who were discharged from RH during the reporting time frame based on their most recent mental health screening. This field signifies whether or not the inmate was on the institution's OMH caseload prior to entering this status or at any time during their status. Any inmate carrying the Gender Dysphoria (GD) diagnosis will remain an OMH case. Inmates with Serious Mental Illness are included in the count for OMH for the purposes of this report. See Appendix II for a full definition of Serious Mental Illness.

Length of Stay in Restrictive Housing of Inmates 21 Years of Age or Younger⁴

Average length of stay = 22 days

Median length of stay = 10 days

Table 3

Length of Stay	RHU Count	Percent
30 Days or Less	40	93%
31-60 Days	0	0%
60+ Days	3	7%
Total	43	100%

Criminally Sentenced Releases to the Community within 30 Days of Restrictive Housing Discharge Date⁵

Table 4

Release Breakdown	Count
Inmates Released to Community within 30 Days	52

One Year Recidivism Rate of Inmates who were placed in Restrictive Housing⁶

A recidivist is defined as any criminally sentenced inmate released to the community, via expiration of sentence or parole, from the MADOC during 2018 who was re-incarcerated for a new sentence or violation of parole or probation to a Massachusetts state, county, or federal facility within one year of release.

2018 Male Releases to the Community

One year recidivism rates for inmates who were placed in RH from CY16 to CY18.

Table 5

Restrictive Housing Statuses	Count	Recidivist	Percent
Inmates with RH Status	666	95	14%
Inmates without RH Status	936	114	12%
Total	1,602	209	13%

⁴ Data is based on inmates aged 21 years or younger on their date of discharge from RH within the reporting time frame. There were 30 inmates who were 21 years of age or younger when discharged from RH during the reporting time frame.

⁵ Data is based on criminally sentenced inmates who were discharged from RH and released to the community within 30 days of their RH discharge date. The inmate's release may have occurred during the following biannual reporting period. See Appendix II for a full definition.

⁶ Data is based on criminally sentenced inmates who were placed in RH between CY16 and CY18 and then released to the community in 2018. Due to a change in the recidivism collection methodology, the release cohort does not include inmates paroled to the Transitional Treatment Program at Boston Pre-Release Center.

Restrictive Housing Admissions

Data is based on inmates who had one or more admission date(s) within the 6-month reporting time frame regardless of their release date. The admission counts and percentages are based on 1,075 inmates. These counts include inmates with a single admission as well as inmates with multiple admissions. Inmates with multiple admissions were admitted and discharged more than one time during the 6-month reporting period.

Of the 1,075 inmates, 738 inmates (69%) had a single admission to RH while 337 inmates (31%) had multiple admissions during the 6-month reporting period. These 337 inmates with multiple admissions were admitted an average of 2.6 times which accounted for 54% of the total admissions.

Table 6

Single Versus Multiple RHU Admissions				
Admission Type	Inmate Count	Inmate Percent	Admission Count	Admission Percent
Single Admissions	738	69%	738	46%
Multiple Admissions	337	31%	870	54%
Total	1,075	100%	1,608	100%

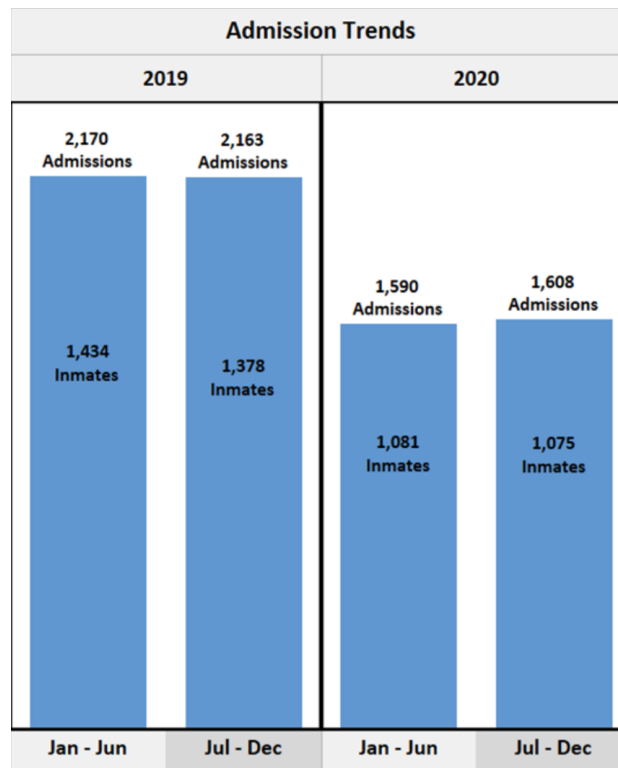
Admission Trends

Data is based on inmates who had one or more admission date(s) within the 6-month reporting period regardless of their release date. The data includes admissions and inmate counts for 2019 and 2020.

There was a 3.9% decrease in inmates and a 0.3% decrease in admissions from the first half of 2019 until the second half of 2019. There was a 21.6% decrease in inmates and a 26.5% decrease in admissions from the second half of 2019 to the first half of 2020. There was a 0.6% decrease in inmates and a 1.1% increase in admissions from the first half of 2020 to the second half of 2020. Overall, there was a 23.3% decrease in inmates and a 26.2% decrease in admissions from 2019 to 2020.

Table 7

		Admission and Inmate Trends			
		Inmates	Inmate Trend	Admissions	Admission Trend
2019	Jan – Jun	1,434		2,170	
	Jul – Dec	1,378	-3.9%	2,163	-0.3%
	Total	2,812		4,333	
2020	Jan – Jun	1,081	-21.6%	1,590	-26.5%
	Jul – Dec	1,075	-0.6%	1,608	1.1%
	Total	2,156	-23.3%	3,198	-26.2%



Release to the Community Trends

Data is based on criminally sentenced inmates released to the community within 30 Days of their restrictive housing discharge date within the 6-month reporting period. The data includes inmate counts for 2019 and 2020.

In the first half of 2019, there were 59 inmates released to the community with 56 inmates released in the second half of 2019, which represents a decrease of 5.1%. In the first half of 2020, there were 48 inmates released to community, which represents a decrease of 14.3% from the prior biannual reporting period. In the second half of 2020, there were 52 inmates released to the community, which represents an increase of 8.3% from the prior biannual reporting period. Overall, in 2019 there were 115 inmates released to the community and 100 inmates released in 2020 which represents a decrease of 13.0%.

Table 8

		Inmates Release to the Community Trends	
		Inmates	Inmate Trend
2019	Jan – Jun	59	
	Jul – Dec	56	-5.1%
	Total	115	
2020	Jan – Jun	48	-14.3%
	Jul – Dec	52	8.3%
	Total	100	-13.0%

Appendix I: Open Mental Health Delineated by Diagnosis⁷

Diagnosis Code	Diagnosis	Count of Diagnoses
F43.0.1	Acute stress disorder (Acute)	3
F43.23	Adjustment disorder with mixed anxiety and depressed mood (Chronic)	1
F43.20.1	Adjustment disorder, Unspecified (Acute)	2
F43.22.1	Adjustment disorder, With anxiety (Acute)	12
F43.21.1	Adjustment disorder, With depressed mood (Acute)	5
F43.23.1	Adjustment disorder, With mixed anxiety and depressed mood (Acute)	9
F43.25.1	Adjustment disorder, With mixed disturbance of emotions and conduct (Acute)	1
F40.00.1	Agoraphobia (Acute)	1
F40.02	Agoraphobia without panic disorder (Chronic)	1
F10.120	Alcohol abuse with intoxication, uncomplicated (Chronic)	1
F10.10	Alcohol abuse, uncomplicated (Chronic)	4
F10.21	Alcohol dependence, in remission (Chronic)	5
F10.20	Alcohol dependence, uncomplicated (Chronic)	2
F10.10.1	Alcohol use disorder, Mild (Acute)	17
F10.20.1	Alcohol use disorder, Moderate (Acute)	78
F10.20.2	Alcohol use disorder, Severe (Acute)	116
F10.920	Alcohol use, unspecified with intoxication, uncomplicated (Acute)	1
F10.288.1	Alcohol-induced mild neurocognitive disorder, With moderate or severe use disorder (Acute)	1
F15.922.1	Amphetamine or other stimulant intoxication, With perceptual disturbances, Without use disorder (Acute)	1
F15.10.1	Amphetamine-type substance use disorder, Mild (Acute)	1
F15.20.1	Amphetamine-type substance use disorder, Moderate (Acute)	3
F15.20.2	Amphetamine-type substance use disorder, Severe (Acute)	2
F60.2.1	Antisocial personality disorder (Acute)	117
F60.2	Antisocial personality disorder (Chronic)	26
F06.4.1	Anxiety disorder due to another medical condition (Acute)	1
F41.9	Anxiety disorder, unspecified (Chronic)	4
F90.2	Attention-deficit hyperactivity disorder, combined type (Chronic)	1
F90.9	Attention-deficit hyperactivity disorder, unspecified type (Chronic)	1
F90.2.1	Attention-deficit/hyperactivity disorder, Combined presentation (Acute)	6
F90.1.1	Attention-deficit/hyperactivity disorder, Predominantly hyperactive/impulsive presentation (Acute)	7
F90.0.1	Attention-deficit/hyperactivity disorder, Predominantly inattentive presentation (Acute)	1
F84.0.1	Autism spectrum disorder (Acute)	1

⁷ Inmate commitment numbers were utilized to calculate the diagnoses counts and a commitment number may be counted in one or more diagnoses.

F60.6.1	Avoidant personality disorder (Acute)	2
F31.32.1	Bipolar I disorder, Current or most recent episode depressed, Moderate (Acute)	1
F31.73.1	Bipolar I disorder, Current or most recent episode hypomanic, In partial remission (Acute)	1
F31.9.2	Bipolar I disorder, Current or most recent episode hypomanic, Unspecified (Acute)	1
F31.12.1	Bipolar I disorder, Current or most recent episode manic, Moderate (Acute)	2
F31.81.1	Bipolar II disorder (Acute)	2
F60.3.1	Borderline personality disorder (Acute)	33
F60.3	Borderline personality disorder (Chronic)	8
F23.1	Brief psychotic disorder (Acute)	1
F50.2.1	Bulimia nervosa (Acute)	1
F12.10	Cannabis abuse, uncomplicated (Chronic)	65
F12.21	Cannabis dependence, in remission (Chronic)	3
F12.20	Cannabis dependence, uncomplicated (Chronic)	3
F12.10.1	Cannabis use disorder, Mild (Acute)	27
F12.20.1	Cannabis use disorder, Moderate (Acute)	86
F12.20.2	Cannabis use disorder, Severe (Acute)	92
F12.90	Cannabis use, unspecified, uncomplicated (Acute)	2
F12.259.1	Cannabis-induced psychotic disorder, With moderate or severe use disorder (Acute)	1
F06.1.1	Catatonia associated with another mental disorder (catatonia specifier) (Acute)	1
F14.14	Cocaine abuse with cocaine-induced mood disorder (Chronic)	1
F14.10	Cocaine abuse, uncomplicated (Chronic)	6
F14.21	Cocaine dependence, in remission (Chronic)	1
F14.20	Cocaine dependence, uncomplicated (Chronic)	2
F14.10.1	Cocaine use disorder, Mild (Acute)	13
F14.20.1	Cocaine use disorder, Moderate (Acute)	47
F14.20.2	Cocaine use disorder, Severe (Acute)	72
F14.90	Cocaine use, unspecified, uncomplicated (Acute)	1
F22.1	Delusional disorder (Acute)	1
F06.31.1	Depressive disorder due to another medical condition, With depressive features (Acute)	2
F34.1	Dysthymic disorder (Chronic)	1
F65.2.1	Exhibitionistic disorder (Acute)	4
F65.81.1	Frotteuristic disorder (Acute)	1
F64.1.1	Gender dysphoria in adolescents and adults (Acute)	1
F41.1.1	Generalized anxiety disorder (Acute)	17
F41.1	Generalized anxiety disorder (Chronic)	9
F16.10	Hallucinogen abuse, uncomplicated (Chronic)	1
F16.983.1	Hallucinogen persisting perception disorder (Acute)	1
F60.4.1	Histrionic personality disorder (Acute)	1
F45.21.1	Illness anxiety disorder (Acute)	1
F18.20.2	Inhalant use disorder, Severe (Acute)	1

F70.1	Intellectual disability (intellectual developmental disorder), Mild (Acute)	4
F63.81.1	Intermittent explosive disorder (Acute)	9
F63.81	Intermittent explosive disorder (Chronic)	1
F33.42.1	Major depressive disorder, Recurrent episode, In full remission (Acute)	1
F33.0.1	Major depressive disorder, Recurrent episode, Mild (Acute)	1
F33.1.1	Major depressive disorder, Recurrent episode, Moderate (Acute)	8
F33.3.1	Major depressive disorder, Recurrent episode, With psychotic features (Acute)	3
F33.40	Major depressive disorder, recurrent, in remission, unsp (Chronic)	2
F33.1	Major depressive disorder, recurrent, moderate (Chronic)	2
F33.9	Major depressive disorder, recurrent, unspecified (Chronic)	1
F32.5.1	Major depressive disorder, Single episode, In full remission (Acute)	1
F32.5	Major depressive disorder, single episode, in full remission (Chronic)	1
F32.4.1	Major depressive disorder, Single episode, In partial remission (Acute)	1
F32.1	Major depressive disorder, single episode, moderate (Chronic)	2
F32.2.1	Major depressive disorder, Single episode, Severe (Acute)	1
F32.9.1	Major depressive disorder, Single episode, Unspecified (Acute)	1
F32.2	Major depressv disord, single epsd, sev w/o psych features (Chronic)	1
F33.2	Major depressv disorder, recurrent severe w/o psych features (Chronic)	1
F02.81.1	Major frontotemporal neurocognitive disorder, Probable, With behavioral disturbance (Acute)	1
F02.80.3	Major neurocognitive disorder due to another medical condition, Without behavioral disturbance (Acute)	1
F02.81.6	Major neurocognitive disorder due to multiple etiologies, With behavioral disturbance (Acute)	1
F02.81.9	Major neurocognitive disorder due to traumatic brain injury, With behavioral disturbance (Acute)	2
F02.80.9	Major neurocognitive disorder due to traumatic brain injury, Without behavioral disturbance (Acute)	1
F60.81.1	Narcissistic personality disorder (Acute)	1
F60.81	Narcissistic personality disorder (Chronic)	2
F17.210	Nicotine dependence, cigarettes, uncomplicated (Chronic)	50
F11.10	Opioid abuse, uncomplicated (Chronic)	10
F11.21	Opioid dependence, in remission (Chronic)	1
F11.20	Opioid dependence, uncomplicated (Chronic)	6
F11.10.1	Opioid use disorder, Mild (Acute)	15
F11.20.1	Opioid use disorder, Moderate (Acute)	78
F11.20.2	Opioid use disorder, Severe (Acute)	136
F11.93	Opioid use, unspecified with withdrawal (Acute)	1
F19.20.1	Other (or unknown) substance use disorder, Moderate (Acute)	1
F19.20.2	Other (or unknown) substance use disorder, Severe (Acute)	2
F19.280.1	Other (or unknown) substance-induced anxiety disorder, With moderate or severe use disorder (Acute)	1
F19.24.1	Other (or unknown) substance-induced bipolar and related disorder, With moderate or severe use disor (Acute)	1

F19.24.2	Other (or unknown) substance-induced depressive disorder, With moderate or severe use disorder (Acute)	1
F19.259.1	Other (or unknown) substance-induced psychotic disorder, With moderate or severe use disorder (Acute)	2
F19.959.1	Other (or unknown) substance-induced psychotic disorder, Without use disorder (Acute)	1
F32.8	Other depressive episodes (Chronic)	3
F16.10.1	Other hallucinogen use disorder, Mild (Acute)	1
F16.20.1	Other hallucinogen use disorder, Moderate (Acute)	10
F16.20.2	Other hallucinogen use disorder, Severe (Acute)	9
F15.10.2	Other or unspecified stimulant use disorder, Mild (Acute)	3
F15.20.3	Other or unspecified stimulant use disorder, Moderate (Acute)	1
F15.20.4	Other or unspecified stimulant use disorder, Severe (Acute)	7
F84.8	Other pervasive developmental disorders (Chronic)	1
F19.10	Other psychoactive substance abuse, uncomplicated (Chronic)	2
F43.8	Other reactions to severe stress (Chronic)	1
F33.8	Other recurrent depressive disorders (Chronic)	1
F25.8	Other schizoaffective disorders (Chronic)	1
F45.8	Other somatoform disorders (Chronic)	1
F41.8.1	Other specified anxiety disorder (Acute)	61
F41.8	Other specified anxiety disorders (Chronic)	8
F90.8.1	Other specified attention-deficit/hyperactivity disorder (Acute)	3
F31.89.1	Other specified bipolar and related disorder (Acute)	14
F32.8.1	Other specified depressive disorder (Acute)	80
F91.8.1	Other specified disruptive, impulse-control, and conduct disorder (Acute)	18
F64.8.1	Other specified gender dysphoria (Acute)	1
F99.1	Other specified mental disorder (Acute)	1
F06.8.2	Other specified mental disorder due to another medical condition (Acute)	1
F88.2	Other specified neurodevelopmental disorder (Acute)	1
F42.3	Other specified obsessive-compulsive and related disorder (Acute)	1
F65.89.1	Other specified paraphilic disorder (Acute)	1
F60.89.1	Other specified personality disorder (Acute)	12
F28.1	Other specified schizophrenia spectrum and other psychotic disorder (Acute)	7
F43.8.1	Other specified trauma- and stressor-related disorder (Acute)	137
F15.10	Other stimulant abuse, uncomplicated (Chronic)	1
F15.21	Other stimulant dependence, in remission (Chronic)	2
F41.0.1	Panic disorder (Acute)	10
F65.4.1	Pedophilic disorder (Acute)	8
F34.1.1	Persistent depressive disorder (dysthymia) (Acute)	30
F07.0.1	Personality change due to another medical condition (Acute)	2
F60.9	Personality disorder, unspecified (Chronic)	2
F16.10.2	Phencyclidine use disorder, Mild (Acute)	2
F16.20.3	Phencyclidine use disorder, Moderate (Acute)	3

F16.20.4	Phencyclidine use disorder, Severe (Acute)	2
F16.259.2	Phencyclidine-induced psychotic disorder, With moderate or severe use disorder (Acute)	1
F07.81	Postconcussional syndrome (Chronic)	1
F43.10.1	Posttraumatic stress disorder (Acute)	107
F43.12	Post-traumatic stress disorder, chronic (Chronic)	4
F43.10	Post-traumatic stress disorder, unspecified (Chronic)	11
F51.01	Primary insomnia (Chronic)	1
F06.0.1	Psychotic disorder due to another medical condition, With hallucinations (Acute)	1
F63.1.1	Pyromania (Acute)	1
F25.0.1	Schizoaffective disorder, Bipolar type (Acute)	6
F25.0	Schizoaffective disorder, bipolar type (Chronic)	1
F25.1.1	Schizoaffective disorder, Depressive type (Acute)	3
F25.9	Schizoaffective disorder, unspecified (Chronic)	1
F60.1.1	Schizoid personality disorder (Acute)	1
F60.1	Schizoid personality disorder (Chronic)	1
F20.9.1	Schizophrenia (Acute)	8
F21.1	Schizotypal personality disorder (Acute)	1
F13.10.1	Sedative, hypnotic, or anxiolytic use disorder, Mild (Acute)	4
F13.20.1	Sedative, hypnotic, or anxiolytic use disorder, Moderate (Acute)	13
F13.20.2	Sedative, hypnotic, or anxiolytic use disorder, Severe (Acute)	13
F51.4	Sleep terrors [night terrors] (Chronic)	1
F40.10.1	Social anxiety disorder (social phobia) (Acute)	6
F81.2.1	Specific learning disorder, With impairment in mathematics (Acute)	1
F81.0.1	Specific learning disorder, With impairment in reading (Acute)	2
F81.81.1	Specific learning disorder, With impairment in written expression (Acute)	1
F40.228.1	Specific phobia, Natural environment (Acute)	1
F40.298.1	Specific phobia, Other (Acute)	1
F17.200.1	Tobacco use disorder, Moderate (Acute)	2
F17.200.2	Tobacco use disorder, Severe (Acute)	1
F95.2.1	Tourette's disorder (Acute)	1
F95.2	Tourettes disorder (Chronic)	2
F41.9.1	Unspecified anxiety disorder (Acute)	15
F90.9.1	Unspecified attention-deficit/hyperactivity disorder (Acute)	3
F31.9.5	Unspecified bipolar and related disorder (Acute)	1
F14.99.1	Unspecified cocaine-related disorder (Acute)	1
F32.9.2	Unspecified depressive disorder (Acute)	14
F91.9.2	Unspecified disruptive, impulse-control, and conduct disorder (Acute)	1
F64.9.1	Unspecified gender dysphoria (Acute)	1
F16.99.1	Unspecified hallucinogen-related disorder (Acute)	1
F99.2	Unspecified mental disorder (Acute)	2
F60.9.1	Unspecified personality disorder (Acute)	6
F29.1	Unspecified schizophrenia spectrum and other psychotic disorder (Acute)	1

F43.9.1	Unspecified trauma- and stressor-related disorder (Acute)	11
F65.3.1	Voyeuristic disorder (Acute)	2
	Total	2010

Appendix II. Definitions and Acronyms

Acronym	Term	Definition
ERMA	Electronic record management application	
IMS	Inmate Management System	(103 CMR 430.05) The Department's automated information system that provides processing, storage and retrieval of inmate-related information needed by Department personnel and other authorized users within the criminal justice system.
MCI	Massachusetts Correctional Institution	
OMH	Open Mental Health (OMH)	An inmate who is diagnosed with a mental illness or determined to be in need of mental health intervention on an ongoing basis. At any time during his or her incarceration, an inmate may become an open mental health case (OMH) based on a mental health crisis, including suicidal threats or self-injurious behavior and/or the display of signs and/or symptoms of mental illness or emotional distress. Based upon clinical indications and within the discretion of the Primary Care Clinician (PCC), in consultation with the site Psychiatrist (if on medication) and/or Site Mental Health Director, an inmate may also be removed from the active mental health caseload. However, any inmate carrying the Gender Dysphoria (GD) diagnosis will remain an open mental health case.
	Release to Community	The release of an inmate from the jurisdiction of the Massachusetts DOC by parole or by discharge to the community. Conditions warranting a release to the community generally include: court release (see Crime Lab), expiration of fine, payment of fine, parole and expiration of sentence.
RH	Restrictive Housing	(103 CMR 423.06) A placement that requires an inmate to be confined to a cell for at least 22 hours per day for the safe and secure operation of the facility. For purposes of this report, Restrictive Housing shall not include the following: any placement in a DDU as the result of a sanction imposed in accordance with 103 CMR 430.00: Inmate Discipline; any placement of an inmate on disciplinary detention as the result of a sanction imposed in accordance with 103 CMR 430.00; any placement ordered by a medical or mental health provider including, but not limited to, the placement of an inmate in a Health Services Unit; the placement of an inmate in a hospital; the placement of an inmate in a medical setting where treatment is being provided; or the placement of an inmate on a mental health watch.
RH Status	Restrictive Housing Status	An inmate is on Restrictive Housing Status while in restrictive housing and until the inmate is released to general population or to a specialty unit that no longer confines one to a cell for more than 22 hours per day.

		An inmate may move to different restrictive housing units within or between facilities during a single restrictive housing status.
SMI	Serious Mental Illness	<p>(M.G.L. c.127, §1) A current or recent diagnosis by a qualified mental health professional of one or more of the following disorders described in the 5th edition of the <i>Diagnostic and Statistical Manual of Mental Disorders</i>:</p> <ul style="list-style-type: none"> (a) schizophrenia and other psychotic disorders; (b) major depressive disorders; (c) all types of bipolar disorders; (d) a neurodevelopmental disorder, dementia or other cognitive disorder; (e) any disorder commonly characterized by breaks with reality or perceptions of reality; (f) all types of anxiety disorders; (g) trauma and stressor related disorders; <p>or</p> <ul style="list-style-type: none"> (h) severe personality disorders; or a finding by a qualified mental health professional that the inmate is at serious risk of substantially deteriorating mentally or emotionally while confined in restrictive housing, or already has so deteriorated while confined in restrictive housing, such that diversion or removal is deemed to be clinically appropriate by a qualified mental health professional.