

may provide by rule that no communication device, firearm, ammunition, dangerous weapon, implement of escape, explosive, controlled substance, spirituous or fermented liquor, medicine, or poison [~~in any quantity~~] may be:

- (a) transported to or upon a correctional or mental health facility;
- (b) sold or given away at [~~any~~] a correctional or mental health facility;
- (c) given to or used by [~~any~~] an offender at a correctional or mental health facility; or
- (d) knowingly or intentionally possessed at a correctional or mental health facility.

(3) It is a defense to [~~any~~] a prosecution under this section if the accused in committing the act made criminal by this section with respect to:

- (a) a correctional facility operated by the Department of Corrections, acted in conformity with departmental rule or policy;
- (b) a correctional facility operated by a municipality, acted in conformity with the policy of the municipality;
- (c) a correctional facility operated by a county, acted in conformity with the policy of the county; or
- (d) a mental health facility, acted in conformity with the policy of the mental health facility.

(4) (a) An individual who transports to or upon a correctional facility, or into a secure area of a mental health facility, [~~any~~] a communication device, a firearm, ammunition, a dangerous weapon, or an implement of escape with intent to provide or sell it to any offender, is guilty of a second degree felony.

(b) An individual who provides or sells to [~~any~~] an offender at a correctional facility, or [~~any~~] a detainee at a secure area of a mental health facility, [~~any~~] a communication device ~~H→~~, **without the permission of the authority operating the facility** ~~←H~~, a firearm, ammunition, a dangerous weapon, or an implement of escape is guilty of a second degree felony.

(c) An offender [~~who possesses~~] at a correctional facility, or a detainee [~~who possesses~~] at a secure area of a mental health facility, [~~any~~] who possesses a communication device ~~H→~~, **without the permission of the authority operating the facility** ~~←H~~, a firearm, ammunition, a dangerous weapon, or an implement of escape is guilty of a second degree felony.

(d) An individual, other than an offender, who, without the permission of the authority operating the correctional facility or the secure area of a mental health facility, knowingly