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BOARD OF CORRECTION
CITY OF NEW YORK
1 CENTRE STREET, RM 2213
NEW YORK, NY 10007
212 669-7900 (Office)

Michele Ovesey
Acting Executive Director

Record of Variance Action for November 12, 2019 Public Meeting

This variance allows the Department to house pre-RTA youth¹ in single occupancy dry cells.

Type of Variance: Limited

Date on which variance will commence: January 8, 2020

Time period, if any: Seven days, ending January 15, 2020

Minimum Standard for which Variance is Granted: 1-04(b)(2)

Date on which Board of Correction first approved variance (for renewals only):
July 10, 2018

Requirements imposed as conditions on variance:

1. With respect to youth locked in dry cells, housing unit staff will escort residents of Horizon to the unoccupied housing area bathroom and will provide residents with drinking water within five (5) minutes of the request, absent extenuating circumstances.
2. Housing unit staff will document when a bathroom escort or drinking water is requested. Documentation will include the time of the request and the time escorting begins.
3. Horizon staff shall not retaliate against residents who request bathroom access or drinking water.

¹ 1 Pre-RTA youth refers to Rikers youth and gap-year youth.

4. Notice of the specific terms and conditions of this Variance and the right to notify the Board of any related violations shall be provided to Horizon residents.
5. The Department shall provide the Board with a monthly audit on its compliance with the implementation of this Variance and foregoing conditions. The Department shall provide its monthly public audit to the Board within 15 days of the end of each month.