



**BOARD OF CORRECTION
CITY OF NEW YORK**

**RESOLUTION OF THE BOARD OF CORRECTION
FEBRUARY 10, 2026 PUBLIC MEETING**

WHEREAS, New York City Charter § 626(e) authorizes the Board to “establish minimum standards for the care, custody, correction, treatment, supervision, and discipline of all persons held or confined under the jurisdiction” of the Department of Correction (“DOC” or the “Department”);

WHEREAS, Chapter 4 of Title 40 of the Rules of the City of New York (“RCNY”) allows for any person or entity to petition the Board to consider the adoption of a rule and sets forth the procedures for submission, consideration, and disposition of such petitions;

WHEREAS, on December 12, 2025, the Board received a joint petition for rulemaking concerning proposed rules relating to access to counsel from New York County Defender Services, Brooklyn Defender Services, The Bronx Defenders, Neighborhood Defender Service of Harlem, and The Legal Aid Society - Criminal Defense;

WHEREAS, on February 6, 2026, the Board’s Chair notified the petitioners of the Board’s intention to initiate rulemaking at its regular meeting on February 10, 2026 with regard to the petition submitted;

NOW, THEREFORE, BE IT RESOLVED that the Board authorizes Board staff to draft these proposed rules for the Board’s consideration and undertake all aspects of rulemaking pursuant to the Citywide Administrative Procedure Act; and

IT IS FURTHER RESOLVED that the Board shall not be bound by the language proposed, but may amend or modify such proposed language, and neither shall the Board be bound to enact the substance of the submitted petition; and

IT IS FURTHER AND FINALLY RESOLVED that a copy of this resolution be posted conspicuously on the Board’s website.

At the Board’s February 10, 2026 meeting, the Board voted unanimously to approve the Resolution.