

NYC Department of Correction

Variance Conditions (1-16(c)(1)(ii)) – Young Adult Enhanced Supervision Housing (ESH) and

Variance Conditions (1-05(b) and 1-08(f)) – Secure

March Monthly Report (Covering the period of February 1 – February 28, 2019)

- a. For each placement, the date of entry, the criteria met for placement, the dates of specific incidents used to justify placement and the associated incident type, the placement level, the housing category in which the inmate was housed prior to placement (e.g., GP, SCH, TRU, ESH, REST, APU), the result of his adjudication, and whether individual had previously been housed in Secure, ESH, TRU, and/or SCH.

ESH

Entry Date	Placement Criteria	Incident Date(s) and Type(s)	Placement Level	Previous Housing Category	Adjudication Result	Previous Placement in Secure, ESH, TRU, SCH
2/12/19	Assault on Inmate, assault on Staff, possession of a dangerous article, serious or persistent violence	11/17/18- Assault on Staff 11/10/18- Assault on Staff 9/21/18- Assault on Inmate 6/19/18- Possession of a dangerous article	Level 2	TRU	Level 2	SCH, TRU Secure
2/5/19	Assault on Inmate, slashing, serious or persistent violence	1/6/19- Slashing 1/5/19- Assault on Inmate	Level 1	TRU	Level 1	TRU
2/22/19	Assault on Inmate, serious or persistent violence	1/17/19- Assault on Inmate 1/15/19- Assault on Inmate	Level 1	TRU	Level 1	SCH, TRU ESH
2/5/19	Assault on Inmate, serious or persistent violence	12/5/18- Assault on Inmate 10/28/18- Actively participated in Inmate disturbance	Level 2	GP	Level 2	TRU
2/5/19	Assault on Inmate, serious or persistent violence	1/10/19- Assault on Inmate 1/10/19- Assault on	Level 2	TRU	Level 2	TRU, SCH

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		Inmate 1/9/19- Assault on Inmate 1/8/19- Assault on Inmate				
2/5/19	Assault on Staff, assault on Inmate, serious or persistent violence	12/14/18- Assault on Staff 11/19/18- Possession of a dangerous article 11/9/18- Assault on inmate 10/22/18- Assault on inmate	Level 2	GP	Level 2	TRU
2/25/19	Assault on Inmate, assault on Staff, serious or persistent violence	9/19/18- Assault on Staff 9/11/18- Assault on Inmate	Level 2	GP	Level 2	TRU
2/26/19	Assault on Staff, assault on inmate, serious or persistent violence	9/24/18- Assault on Staff 9/12/18- Assault on Inmate 5/7/18- Assault on Inmate	Level 2	GP	Level 2	SCH, TRU, Secure
2/12/19	Assault on Inmate	12/5/18- Assault on Inmate	Level 2	GP	Level 2	SCH, TRU
2/12/19	Assault on Inmate, serious or persistent violence	1/16/19- Disregarded rules and regulations 1/15/19- Assault on Inmate 1/3/19- Assault on Inmate 04/12/2018- Inmate on Inmate fight	Level 2	GP	Level 2	SCH, TRU, Secure

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2/4/19	Assault on Staff, assault on Inmate, serious or persistent violence	12/10/18- Assault on Staff 11/25/18- Assault on Inmate 11/24/18- Fight with injury	Level 2	GP	Level 2	ESH, TRU, Secure

SECURE

Entry Date	Placement Criteria	Incident Date(s) and Type(s)	Placement Phase	Previous Housing Category	Adjudication Result	Previous Placement in Secure, ESH, TRU, SCH
2/28/19	Assault on Staff	2/18/19- Assault on Staff	1	TRU	1	Secure, ESH
2/28/19	Assault on Inmate, assault on Staff	12/30/18- Assault on Inmate, assault on Staff 11/20/18- Actively participated in Inmate disturbance	1	GP	1	TRU
2/1/19	Assault on Staff ¹	11/18/18- Assault on Staff	3	Stepdown from ESH Level 3	3	SCH, TRU, Secure, ESH
2/15/19	Serious or persistent violence ²	12/16/2018- Destruction of property, refusal to obey direct orders	3	Stepdown from ESH Level 3	3	SCH, TRU, Secure, ESH
2/28/19	Assault on Inmate	12/29/18- Assault on Inmate	1	TRU	Not recommended for placement at this time ³	TRU, ESH

¹ The Department is currently searching for this Young Adult’s adjudication audio.

² The Department is currently searching for this Young Adult’s adjudication paperwork and adjudication audio.

³ Adjudication Captain determined that the supporting documentation to substantiate the criteria for placement into Secure was insufficient. An adjudication audio was not conducted for this Young Adult.

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- b. For each release, the date of release, the reason for release, the total number of days spent in the restrictive housing area (ESH or Secure), and the housing category (and phase/level, if applicable) in which the inmate was housed prior to and upon release**

ESH

Release Date	Release Reason	Total Days in ESH	ESH Level Prior to Release	Housing Category After Release
2/15/19	Review Recommendation	40	Level 3	GP
2/1/19	Review Recommendation ⁴	58	Level 2	Secure
2/15/19	Review Recommendation	40	Level 3	GP
2/22/19	Review Recommendation	100	Level 3	GP
2/15/19	Review Recommendation ⁵	40	Level 2	Secure
2/11/19	Inmate aged out of YA-ESH and committed an assault on Staff	34	Level 2	Punitive Segregation
2/6/19	Review Recommendation	43	Level 3	GP
2/15/19	Review Recommendation	40	Level 3	GP
2/13/19	Review Recommendation	43	Level 3	GP

⁴ This Young Adult was recommended for ESH Level 3 but Secure Phase 3 was utilized instead as a stepdown.

⁵ This Young Adult was recommended for ESH Level 3 but Secure Phase 3 was utilized instead as a stepdown.

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SECURE

Release Date	Release Reason	Total Days in Secure	Secure Phase Prior to Release	Housing Category After Release
2/28/19	Review Recommendation	32	3	GP
2/4/19	Discharged from DOC's custody	18	1	N/A
2/15/19	Discharged from DOC's custody	19	3	N/A
2/23/19	Review Recommendation	32	3	GP
2/22/19	Review Recommendation	107	3	GP
2/15/19	Review Recommendation	79	3	GP
2/22/19	Discharged from DOC's custody	50	3	N/A
2/23/19	Review Recommendation	117	3	GP
2/28/19	Review Recommendation	74	3	GP

- c. For each movement between phases/levels, the date of movement, the phase/level prior to movement, the phase/level to which the individual moved, and the reason for movement.

ESH

Date of Movement	Level Prior to Movement	Level After Movement	Reason for Movement
2/15/19	Level 2	Level 3	Review recommendation
2/6/19	Level 2	Level 3	Review recommendation
2/8/19	Level 3	Level 2	Assault on Staff

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Date of Movement	Level Prior to Movement	Level After Movement	Reason for Movement
2/13/19	Level 2	Level 3	Review recommendation
2/20/19	Level 1	Level 2	Review recommendation
2/26/19	Level 2	Level 3	Review recommendation
2/13/19	Level 1	Level 2	Review recommendation
2/8/19	Level 3	Level 2	Assault on Staff
2/11/19	Level 2	Level 1	Assault on Inmate, slashing
2/8/19	Level 3	Level 2	Assault on Staff
2/16/19	Level 1	Level 2	Review recommendation
2/1/19	Level 2	Level 3	Review recommendation
2/16/19	Level 3	Level 2	Review recommendation
2/26/19	Level 2	Level 3	Review recommendation
2/8/19	Level 3	Level 2	Assault on Staff
2/26/19	Level 2	Level 3	Review recommendation

SECURE

Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
2/19/19	2	3	Review Recommendation
2/6/19	1	2	Review Recommendation

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Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
2/19/19	2	3	Review Recommendation
2/26/19	1	2	Review Recommendation
2/26/19	1	2	Review Recommendation
2/13/19	1	2	Review Recommendation
2/26/19	2	3	Review Recommendation
2/5/19	1	2	Review Recommendation
2/19/19	2	3	Review Recommendation
2/19/19	1	2	Review Recommendation
2/13/19	2	3	Review Recommendation

d. Average Daily Population in each phase/level and overall.

ESH

Level 1	Level 2	Level 3	Overall
10.8	8.0	5.1	23.9

SECURE

Phase 1	Phase 2	Phase 3	Overall
4.46	3.04	12.00	19.50

e. The number of young adults in each phase/level as of the 1st day of the month following the reporting period.

ESH

Level 1	Level 2	Level 3
2	13	9

SECURE

Phase 1	Phase 2	Phase 3
4	3	9

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f. The total number of people entering ESH or Secure Unit to-date and the total number of entries to date.

	Total People Entered To-Date	Total Entries To-Date
ESH	234	260
Secure	94	116

g. The minimum, maximum, median, and average length of stay in each phase/level and overall and in each phase/level and overall by release reason, and the time in-program minimum, maximum median, and average on the last day of each month overall and by phase/ level;⁶

Length of Stay in ESH ⁷ (days; N=202)						
	ESH Entry	Level 1	Level 2	Level 3	Non-Level ESH ⁸	Overall
Average	35	74	70	27	34	108
Median	29	45	52	22	30	73
Minimum	2	0	0	1	1	1
Maximum	209	326	409	128	105	505

Length of Stay in Secure ³ (days; N=96) ⁹				
	Phase 1	Phase 2	Phase 3	Overall
Average	38.46	29.44	40.56	76.52
Median	29.00	21.00	32.50	71.00
Minimum	2.00	1.00	3.00	2.00
Maximum	229.00	112.00	134.00	301.00

⁶ Time in program min, max, median, and average by phase/level is unable to be produced at this time.

⁷ Lengths of stay are calculated by averaging individual Young Adults' accumulated time in each level, regardless of the chronological progression of the Young Adult through various levels. Records are only included for Young Adults who have been released from ESH or Secure.

⁸ This category refers to ESH before the level system was implemented.

⁹ The N value represents all Secure Unit young adult records that were used in any of the LOS calculations.

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Overall Length of Stay in Secure by Release Reason (days; N=96)				
	Completed All 3 Phases	Transferred to Another Unit for Security/Health	Discharged from DOC Custody	Adjudication Determination
Average	112.21	44.58	61.29	7.50
Median	104.00	32.50	46.00	7.50
Minimum	32.00	2.00	2.00	6.00
Maximum	234.00	181.00	301.00	9.00

Time in Program ¹⁰ (days)				
Housing Area	Average	Median	Minimum	Maximum
ESH (N=25)	84.00	76.00	3.00	303.00
Secure (N=16)	49.00	43.00	1.00	113.00

h. The number of Young Adults who met the criteria for a 28-day review (Secure) and 15-day (ESH) and 21-day review (ESH).

28-day Review (Secure)	15-day Review (ESH)	21-day Review (ESH)
17	4	31

i. The number of young adults who received such a review.

28-day Review (Secure)	15-day Review (ESH)	21-day Review (ESH)
15	4	30

28-Day Reviews: Two (2) Young Adults were released from DOC custody prior to receiving a scheduled 28-day review in February.

15-Day Reviews: All Young Adults scheduled for a review received a review.

21-Day Reviews: One (1) Young Adult aged out of YA-ESH prior to receiving a scheduled 21-day review in February.

¹⁰ Time in Program is calculated only for inmates who were still in the unit on 03/01/2019.

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- j. For each review, the individual’s, review date, level at the time of review, the level or housing type recommended, the resulting placement, resulting placement date, and days from review recommendation to resulting placement. If the Young Adult did not progress or regress in their placement, which exception was used to justify? If the Young Adult was not recommended to progress or regress in their placement, or if they were not moved following their recommendation reason for lack of movement.**

28-DAY REVIEW RECOMMENDATIONS

Review Date	Secure Phase at Time of Review	Secure Phase Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no phase regression or progression, why?
2/26/19	3 ¹¹	GP	3	Awaiting Transfer to GP	Awaiting Transfer to GP	Credible intelligence
2/19/19	2	3	3	2/19/19	0	N/A
2/13/19	3	GP	GP	2/28/19	15	N/A
2/6/19	1	2	2	2/6/19	0	N/A
2/19/19	2	3	3	2/6/19	0	N/A
2/9/19	1	1	1	2/9/19	0	Violent, aggressive behavior
2/26/19	1	2	2	2/26/19	0	N/A
2/26/19	1	2	2	2/26/19	0	N/A
2/13/19	1	2	2	2/13/19	0	N/A

¹¹ Young Adult progressed to Secure Phase 3 on 1/29 which was not captured in the February 2019 Young Adult ESH and Secure Unit Monthly Report.

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2/26/19	2	3	3	2/26/19	0	N/A
2/14/19	3	GP	3	Awaiting Transfer to GP	Awaiting Transfer to GP	Credible intelligence
2/22/19	3	GP	GP	2/23/19	1	N/A
2/13/19	3	GP	3	Awaiting Transfer to GP	Awaiting Transfer to GP	Credible intelligence
2/13/19	3	GP	3	Awaiting Transfer to GP	Awaiting Transfer to GP	Credible intelligence
2/22/19	3	GP	GP	2/22/19	0	N/A
2/28/19	1	1	1	2/28/19	0	Violent, aggressive behavior
2/13/19	3	GP	GP	2/15/19	2	N/A
2/5/19	1	2	2	2/5/19	0	N/A
2/19/19	2	3	3	2/19/19	0	N/A
2/13/19	3	GP	GP	2/23/19	10	N/A
2/19/19	1	2	2	2/19/19	0	N/A
2/13/19	2	3	3	2/13/19	0	N/A

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2/26/19	3	GP	GP	2/28/19	2	N/A

15-DAY REVIEW RECOMMENDATIONS

Review Date	ESH Level at Time of Review	ESH Level Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no level regression or progression, why?
2/20/19	Level 1	Level 2	Level 2	2/20/19	0	N/A
2/13/19	Level 1	Level 2	Level 2	2/13/19	0	N/A
2/19/19	Level 1 ¹²	Level 1	Level 1	2/19/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/15/19	Level 1	Level 2	Level 2	2/16/19	1	N/A

21-DAY REVIEW RECOMMENDATIONS

Review Date	ESH Level at Time of Review	ESH Level Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no level regression or progression, why?
2/4/19	Level 2	Level 2	Level 2	2/4/19	0	Credible Intelligence
2/25/19	Level 2	Level 2	Level 2	2/25/19	0	Disregarded rules and regulations

¹² This Young Adult regressed down to Level 1 on 2/11/19 as the result of their involvement in an assault on another Inmate. The review incorrectly states that this Young Adult is currently housed in Level 2.

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2/15/19	Level 3	GP	GP	2/15/19	0	N/A
2/16/19	Level 2	Level 3	Level 3	2/15/19	0	N/A
2/6/19	Level 2	Level 3	Level 3	2/6/19 ¹³	0	N/A
2/27/19	Level 2	Level 2	Level 2	2/27/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/12/19	Level 2	Level 3	Level 3	2/13/19	1	N/A
2/4/19	Level 2	Level 2	Level 2	2/4/19	0	Violent, aggressive behavior
2/25/19	Level 2	Level 2	Level 2	2/25/19	0	Disregarded rules and regulations
2/26/19	Level 2	Level 3	Level 3	2/26/19	0	N/A
2/20/19	Level 2	Level 2	Level 2	2/20/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/4/19	Level 2	Level 2	Level 2	2/4/19	0	Violent, aggressive behavior
2/25/19	Level 2	Level 2	Level 2	2/25/19	0	Violent, aggressive behavior

¹³ This Young Adult regressed down to Level 2 on 2/8/19 as the result of their involvement in an assault on Staff.

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2/12/19	Level 3	Level 2	Level 2	2/8/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/26/19	Level 2	Level 3	Level 3	2/26/19	0	N/A
2/1/19	Level 2	Level 3	Level 3	2/1/19	0	N/A
2/15/19	Level 3	GP	GP	2/15/19	0	N/A
2/1/19	Level 2	Level 3	Level 3	2/1/19	0	N/A
2/22/19	Level 3	GP	GP	2/22/19	0	N/A
2/15/19	Level 2	Level 3	Secure	2/15/19	0	N/A
2/15/19	Level 3	Level 2	Level 2	2/16/19	1	Disregarded rules and regulations
2/26/19	Level 2	Level 3	Level 3	2/26/19	0	N/A
2/6/19	Level 3	GP	GP	2/6/19	0	N/A
2/15/19	Level 3	GP	GP	2/15/19	0	N/A

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2/15/19	Level 2	Level 2	Level 2	2/15/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/13/19	Level 2	Level 2	Level 2	2/13/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/13/19	Level 3	GP	GP	2/13/19	0	N/A
2/25/19	Level 2	Level 3	Level 3	2/26/19	1	N/A
2/14/19	Level 2	Level 2	Level 2	2/14/19	0	Violent, aggressive behavior, disregarded rules and regulations
2/14/19	Level 2	Level 2	Level 2	2/14/19	0	Violent, aggressive behavior, disregarded rules and regulations

k. The total number of recommended progressions, the total number of actual progressions, and the average and median days from review recommendation to actual progression.

Progressions				
Housing Area	Total recommended progressions	Total actual progressions	Average days from review rec. to progress.	Median days from review rec. to progress.
ESH (15 day reviews)	3	3	.33	0
ESH (21 day reviews)	18	18	.17	0
Secure (28 day reviews)	21	17	.57	0

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- I. For each program offered, the number of classes or meetings offered, the average number of participants, and the number of unique individuals participating in any program that month and by each program type during the reporting month.**

ESH Programs	# of Sessions Offered	Average # of Participants per Session	# of Unique Individual Participants
Anger Management	8	3	15
Community Meeting	15	2	15
DBT	31	1	8
FEDCAP	17	3	18
Interactive Journaling	55	1	25
Interpersonal Skills	67	1	29
Leadership Development Skills	19	3	17
Individual One-on-One sessions	19	2	17
Youth Communication	17	3	18

Secure Programs	# of Sessions Offered	Average # of Participants per Session	# of Unique Individuals Participants
Anger Management	17	4	21
Community Meeting	11	4	18
Council for Unity	6	4	10
Creative Arts	22	3	21
DBT	16	3	21
Education Tablets	74	3	20
Empowerment Zone	16	3	22
Giant Thinking	17	3	21
Individual Counseling	26	3	21
Interactive Journaling	13	4	20
Interpersonal Skills	42	4	21
Leadership Development Skills	22	5	20
Stella Adler - Creative Arts	5	3	12
Structured Recreation	43	4	21
Youth Communication	22	4	21

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m. The number of Young Adults in Secure Units who were placed in De-escalation areas, including the minimum, maximum, median, and average length of time in such areas.

Number of Young Adults Placed in De-escalation Areas: 0			
Length of Stay in Secure De-escalation Areas			
Average	Median	Minimum	Maximum
N/A	N/A	N/A	N/A

n. The number of inmate-on-inmate fights to date and for the reporting month in Young Adult ESH and in Secure Unit, and the rates of inmate-on-inmate violence cumulatively and for the reporting month in Young Adult ESH, Secure Unit, and the Young Adult general population (number of incidents / average daily population).

Inmate-on-Inmate Fights		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	2	1	93
	Monthly Rate	0.08	0.05	0.29
	Cumulative Count	88	19	2503
	Cumulative Rate	3.52	2.32	5.29

o. The number of slashing/stabbings to date and for the reporting month in Young Adult ESH and in Secure Unit, and the rates of inmate-on-inmate violence cumulatively and for the reporting month in Young Adult ESH, Secure Unit, and the Young Adult general population (number of incidents/average daily population).

Slashing/Stabbings		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	1	1	0
	Monthly Rate	0.04	0.05	0.00
	Cumulative Count	21	3	79
	Cumulative Rate	0.847	0.366	0.167

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- p. The number of assaults on staff to date and for the reporting month in Young Adult ESH and Secure Unit, and the rates of assaults on staff by Young Adults in Young Adult ESH, Secure Unit, and the Young Adult general population, which shall be calculated cumulatively and for the reporting month.

Assaults on Staff		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	1	0	10
	Monthly Rate	0.04	0.00	0.03
	Cumulative Count	64	23	214
	Cumulative Rate	2.582	2.809	0.452

- q. The number of uses of force in Young Adult ESH and Secure Unit, and the rates of use of force for Young Adult ESH, Secure Unit, and the Young Adult general population

Uses of Force		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Cumulative Count	222	104	1593
	Cumulative Rate	8.874	12.704	3.368