



# CORRECTION OFFICERS' BENEVOLENT ASSOCIATION, INC.

"PATROLLING THE TOUGHEST PRECINCTS IN NEW YORK"

June 25, 2019

VIA Email

Martha W. King  
Outgoing Executive Director  
NYC Board of Correction  
1 Centre Street - 2213  
New York, New York 10007

Jacqueline Sherman, Esq.  
Interim Chairwoman

**Re: Rulemaking**

Dear Ms. King, Ms. Sherman and members of the Board:

I write to amplify a matter put on the record during my testimony on June 20. Comments on proposed amendments to *Section 3-08(b)(2)* as well as established practice in evaluations under C.P.L. § 730 are in the record and law. CHS staff has a role in criminal investigations of crimes perpetrated by inmates in jails. Period.

Long overdue is proper information sharing and access by correction professionals to certain information. Legal Aid points out quite rightly "CHS must responsibly manage the tension between providing health information in service of appropriate investigations and protecting the privacy and confidentiality of patients in custody." As concerns the rule where we all agree, but also where it ends:

**PROPOSED RULE: *Section 3-08(c)(3)***

**3. Subject to applicable state and federal law, health care personnel may report a[n] [inmate's] person in custody's health information to [the chief correctional officer] correctional authorities without the written consent of the [inmates] person in custody only when such information is necessary[,] to provide appropriate health services [for] to the [inmate] person or to protect the health and safety of the [inmate] person or others.**

Unlike in more enlightened and more progressive collaborative jurisdictions, Correction Officers have been kept in the dark on non-specific (ie diagnostic) information which might mitigate inmate incidents (such as last week's attempted rape of a female AMKC officer by a convicted murder and rapist with an MO designation.) The Department's own [annexed] statistics corroborate what COBA has known for decades. MO status correlates with recidivism and higher incidents of the most virulent of assaults. The simple "ask" is if the Board insists on inserting rule changes that have nothing to do with the stated purposes of the rule, at least revisit the best practices in other jurisdictions when it comes to addressing violent inmates and their assaults on staff and other denizens of New York City jails.

Sincerely yours,

Elias Husamudeen,  
President

ELIAS HUSAMUDEEN  
President

JOSEPH BRACCO  
1st Vice President

ELIZABETH CASTRO  
2nd Vice President

KAREN TYSON  
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ALBERT CRAIG  
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Manhattan Borough Trustee

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Brooklyn Borough Trustee

TYSON JONES  
Bronx Borough Trustee

MARK MACK  
Queens Borough Trustee

BISHOP WILLIAM  
RAYMOND WHITAKER II  
Chaplain

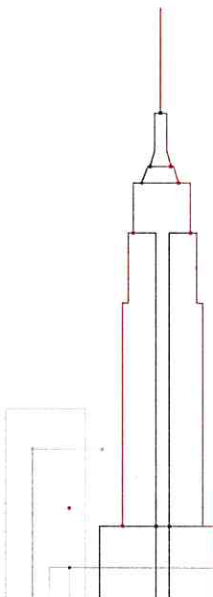
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# NYC Department of Correction at a Glance

## Information for 1st 9 months of FY 2019



Average Daily Population 8,079

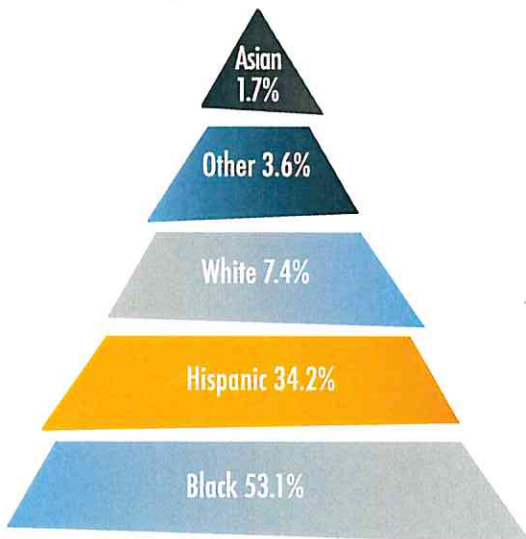
Average Number of Inmates Transported to Court Daily 695

Average Daily Visitors to Rikers Island 830

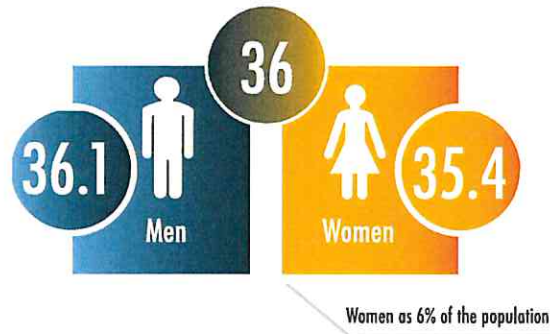
Total admissions 30,202

Total discharges 30,610

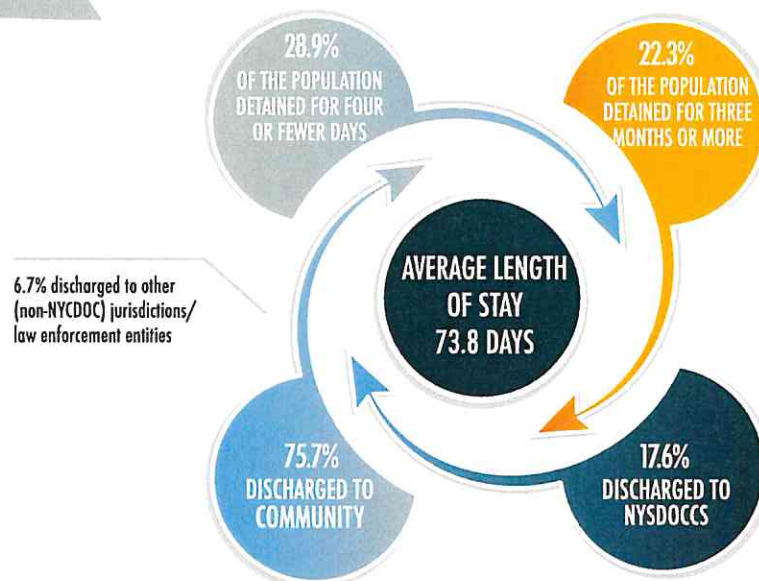
### RACIAL/ETHNIC BREAKDOWN



### AVERAGE AGE OF AN INMATE ADMITTED TO DOC



### AVERAGE LENGTH OF STAY



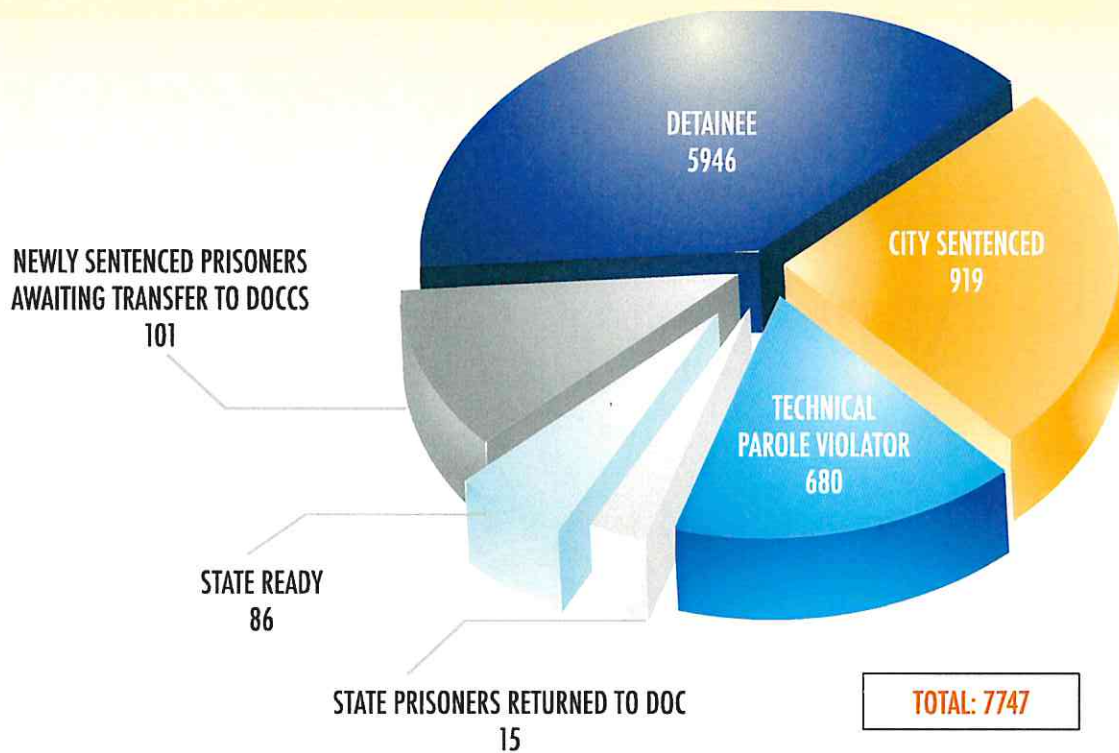




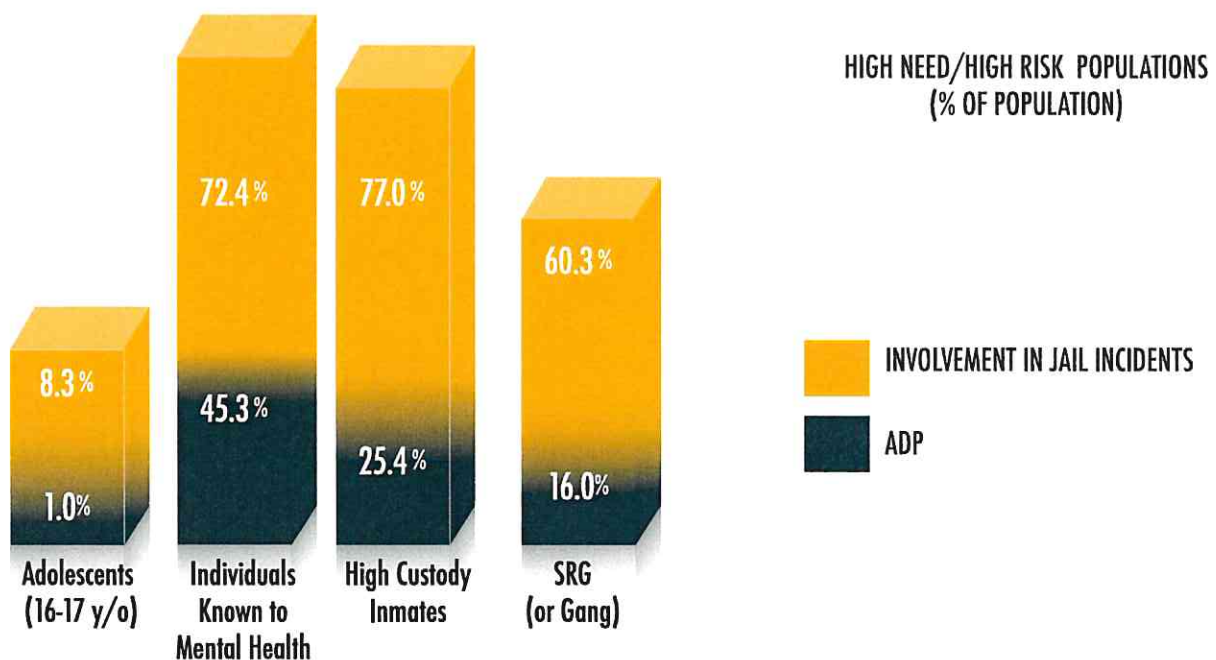
# NYC Department of Correction at a Glance

Information for 1st 9 months of FY 2019

## TOTAL POPULATION BY CATEGORY



## SPECIAL INMATE POPULATION





# NYC Department of Correction at a Glance

Information for 1st 9 months of FY 2019

## ADP BY TOP ARREST CHARGE BASED ON 1ST 6 MONTHS FY19 CROSS-SECTIONS

CHARGE CATEGORY	ADP
MURDER/ATT MURDER/MANSLTER	952
ROBBERY	899
WARR/HOLDS	875
OTHER FELONIES	738
BURGLARY	695
ASSAULT	668
DRUG FEL SALE	520
WEAPONS	487
DRUG FEL POSSESS	485
OTHER MISD	354
GRAND LARCENY	303
OTHER SEXUAL OFFENSES	237
MISD LARCENY	215
MISD ASSAULT	200
DRUG MISD	120
RAPE/ATT RAPE	113
VEHICULAR	109
MISD WEAPONS	65
OTHER	36
MISSING	34
LOITER/PROSTITU	11
VIOLATIONS	10