

New York City Department of Correction
Quarterly Report on TGNBI Individuals in Custody
FY24 Q3

Pursuant to Local Law 115 of 2023, the Department is required to report on a quarterly basis an aggregate report on individuals in custody who identify as transgender, non-binary, and intersex (TGNBI). Per Department policy, gender identity is self-reported. TGNBI individuals may apply to be housed in the women's facility in the Special Considerations Unit (SCU), a housing area designated for TGNBI individuals; a general population unit in the women's facility; or placement in a men's facility. Housing applications are used strictly for the purpose of making housing determinations and not for the purpose of determining an individual's gender identity. Individuals in custody receive access to programming and services that align with their stated gender identity regardless of where they are housed. Final housing determinations are made on a case-by-case basis in a manner that ensures the individual's health and safety and abates any management or security concerns. If an individual who identifies to the Department as transgender, intersex, or gender non-binary does not agree with the initial housing determination made based on their application or is removed from their housing placement for security reasons, they can request reconsideration of their housing placement.

In order to prevent disclosure of identifying information, if any category contains between one and five persons, or contains an amount that would allow another category that contains between one and five persons to be deduced, the number has been replaced with a symbol.

Department-wide Housing Placement ADP								
By Facility								
Facility	New Admission	Mental Health¹	Restrictive Housing	Protective Custody	General Population	SCU²	Other³	Total
BHPW	0.0	0.0	0.0	0.0	0.0	0.0	54.9	54.9
EHPW	0.0	0.0	0.0	0.0	0.0	0.0	5.1	5.1
EMTC	529.7	33.1	0.0	0.0	604.8	0.0	163.5	1331.0
GRVC	0.0	412.9	0.0	0.0	506.6	0.0	31.5	950.9
NIC	0.0	10.5	0.0	0.0	177.8	0.0	88.4	276.7
OBCC	0.0	239.7	0.0	24.9	1,085.9	0.0	101.6	1,452.1
RESH	0.0	0.0	153.8	0.0	0.0	0.0	2.0	155.8
RMSC	23.6	70.5	0.0	10.0	216.2	8.1	21.8	350.2
RNDC	0.0	39.7	0.0	136.2	590.5	0.0	207.1	973.5
VCBC	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WF	0.0	0.0	0.0	0.0	570.7	0.0	86.3	657.0
Total	553.2	806.3	153.8	171.1	3,752.5	8.1	762.1	6,207.1

¹ Includes all forms of mental health housing, including mental observation, PACE, and CAPS.

² There were 28 total individuals housed in the SCU during the reporting period.

³ Includes, but is not limited to, hospital wards, infirmaries, nurseries, and receiving rooms.

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Individuals in Custody Who Identify as TGNBI		
Gender Identity⁴	ADP	Percent
Transgender Woman	28.3	0.5%
Transgender Man	~~	~~
Non-Binary	0	0%
Intersex	~~	~~
Total	32.7	0.5%

TGNBI Housing Placement ADP							
By Facility							
Facility	Trans Woman	Trans Man	Non-Binary	Intersex	TGNBI Total	Grand Total	Percent
BHPW	0.0	0.0	0.0	0.0	0.0	54.9	0.0%
EHPW	~~	0.0	0.0	0.0	~~	5.1	0.6%
EMTC	~~	0.0	0.0	0.0	~~	1,331.0	0.0%
GRVC	~~	0.0	0.0	~~	~~	950.9	0.3%
NIC	0.0	0.0	0.0	~~	~~	276.6	0.0%
OBCC	5.4	0.0	0.0	0.0	5.4	1,452.1	0.4%
RESH	~~	0.0	0.0	~~	~~	155.8	0.7%
RMSC ⁵	13.3	~~	0.0	~~	16.0	350.3	4.6%
RNDC	5.6	0.0	0.0	0.0	5.6	973.6	0.6%
WF	~~	0.0	0.0	0.0	~~	657.0	0.2%
Total	28.3	~~	0.0	~~	32.7	6,207.1	0.5%

Denials of Applications for Gender-Aligned Housing			
Gender Identity⁴	Number of Applications	Number of Denials	Percent
Transgender Woman	44	17	39%
Transgender Man	~~	~~	~~
Non-Binary	9	7	78%
Intersex	~~	~~	~~
Total	63	28	44%

⁴ Gender identity is self-reported by the individual in custody.

⁵ During the reporting period, there were no TGNBI individuals whose security classification increased after moving from a men's to a women's facility.

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Denials for Applications for SCU⁶			
Gender Identity	Number of Applicants	Number of Denials	Percent
Transgender Woman	44	17	39%
Transgender Man	~~	~~	~~
Non-Binary	7	7	100%
Intersex	~~	~~	~~
Total	53	25	47%

TGNBI Individuals Involuntarily Removed from Gender-Aligned Facility	
Gender Identity	Number
Transgender Woman	~~
Transgender Man	0
Non-Binary	0
Intersex	0
Total	~~

TGNBI Individuals who Filed Complaints⁷	
Gender Identity	Number
Transgender Woman	16
Transgender Man	0
Non-Binary	0
Intersex	0
Total	16

⁶ Individuals denied placement in the SCU may still be placed in a housing unit in a gender-aligned facility.

⁷ Complaints filed anonymously and/or confidentially cannot be tracked based on individual demographic information and are not represented.