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BOARD OF CORRECTION
CITY OF NEW YORK
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Record of Variance Action

This variance allows the Department to house pre-RTA youth¹ in a facility that does not have necessary child care and a nursery program for youth who give birth while in custody.

Type of Variance: Limited

Date on which variance will commence: January 8, 2019

Time period, if any: Six months, ending July 8, 2019

Minimum Standard for which Variance is Granted: 3-06(e)(5)

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

Requirements imposed as conditions on variance:

1. DOC shall notify the Board, in writing, of each admission of a pregnant youth to a facility within three business days of such admission and such notification shall include a description of the steps to be taken to seek her transfer to a facility where she can reside with her baby.
2. DOC shall ensure that the agencies maintain appropriate placements outside of the SSD facility for pregnant and parenting girls where these youth could be placed without being separated from their children.

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