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### Record of Variance Action

*Draft – to be considered on November 10, 2015.*

*The Board plans to vote on whether to approve or deny the variance request described in this document. The Board additionally plans to vote on whether to attach a condition to the variance. That proposed condition is described in this document as well.*

On November 10, 2015, the NYC Board of Correction voted to APPROVE/RENEW/DENY the Department of Correction's request for a continuing variance from BOC Minimum Standard 1-02, regarding the commingling of special category adolescent City-sentenced and detainee inmates at RNDC.

This variance enables the Department to house high classification City-sentenced adolescents in cells in RNDC. EMTC, where most male City-sentenced inmates are housed, has a limited number of cell housing areas; it does not have the cell housing capacity to accommodate all City-sentenced adolescents whose classification requires cell housing. The variance provides the Department with the flexibility to use RNDC, a detainee facility with a large number of cell housing areas, for the housing of City-sentenced adolescent inmates in need of cell housing, based on their classification.

Type of Variance: Continuing

Date on which variance will commence: November 10, 2015

Time period, if any: N/A

Minimum Standard for which Variance is Granted: 1-02

Date on which Board of Correction first approved variance (for renewals only): N/A

PROPOSED requirements imposed as conditions on variance: Adolescent City-sentenced prisoners housed in RNDC will be treated as detainees, and that weekday Sentenced/Detention Housing Reports be forwarded to BOC from RNDC detailing where each category of City-sentenced adolescent is housed.