Record of Variance Action

This variance allows the Department to house people ages 19-21 with people over the age of 21.

Type of Variance: Limited

Date on which variance will commence: July 15, 2018

Time period, if any: Three months, ending October 15, 2018

Minimum Standard for which Variance is Granted: 1-02(c)(1)

Date on which Board of Correction first approved variance (for renewals only): September 8, 2015

Requirements imposed as conditions on variance:

1. During the pendency of this variance, the Department shall provide the Board with a monthly census showing in which housing units and jails 18 to 21 year-olds are housed, and the Department shall continue to (a) provide the Board with a monthly progress report on its implementation of the Young Adult Plan and implementation of alternatives to punitive segregation (i.e., Second Chance, TRU and Secure Units); and (b) provide its progress report for each month on the tenth business day of the following month.

2. By October 9, 2018, the DOC shall submit a Young Adult Housing plan which will result in the Department substantially all young adults (18-21) in young adult housing, consistent with Minimum Standard 1-02(c). The plan shall include goals and timeline for: offering and providing school; recreational and programmatic capacity; appropriate staffing of young adult housing units; young adult-specific training for staff working with young adults, including specific training offered and number/percent of staff working with young adults who have received the training; evaluating young adult housing’s impact on system-wide violence,
young adult education engagement, and young adult program engagement; and monitoring plan progress.

The plan shall additionally include the Department’s plan for identifying, monitoring, and reporting to the Board the rare exceptions in which the Department needs to house a young adult in adult housing (e.g. the Board’s variance allowing the Department to house young adults with adults in specialized mental health units, NIC infirmary, and WF communicable disease unit).