

NYC Department of Correction

Variance Conditions (1-16(c)(1)(ii)) – Young Adult Enhanced Supervision Housing (ESH) and

Variance Conditions (1-05(b) and 1-08(f)) – Secure

August Monthly Report (Covering the period of July 1 – July 31, 2019)

- a. For each placement, the date of entry, the criteria met for placement, the dates of specific incidents used to justify placement and the associated incident type, the placement level, the housing category in which the inmate was housed prior to placement (e.g., GP, SCH, TRU, ESH, REST, APU), the result of his adjudication, and whether individual had previously been housed in Secure, ESH, TRU, and/or SCH.

ESH

Entry Date	Placement Criteria	Incident Date(s) and Type(s)	Placement Level	Previous Housing Category	Adjudication Result	Previous Placement in Secure, ESH, TRU, SCH
07/04/2019	Assault on Inmate, serious or persistent violence	05/24/2019- Assault on Inmate 05/21/2019- Assault on Inmate 04/12/2019- Assault on Inmate 04/04/2019- Assault on Inmate	Level 2	GP	Level 2	SCH
07/19/2019	Assault on Inmate, slashing	06/08/2019- Assault on Inmate, slashing	Level 1	GP	Level 1	SCH, TRU, ESH
07/30/2019	Assault on Inmate, assault on Staff, serious or persistent violence	05/14/2019- Assault on Inmate 05/02/2019- Assault on Staff 04/22/2019- Assault on Inmate 02/21/2019- Assault on Staff	Level 2	GP	Level 2	TRU
07/03/2019	Assault on Staff, possession of a dangerous article, serious or persistent violence	06/11/2019- Possession of a dangerous article 12/27/2018- Assault on Staff 10/30/2018- Assault on Staff	Level 2	GP	Level 2	N/A
07/26/2019	Assault on Inmate, slashing	07/14/2019- Assault on Inmate, slashing	Level 1	APU	Level 1	TRU, ESH

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07/13/2019	Assault on Inmate	06/24/2019- Assault on Inmate	Level 1	GP	Level 1	N/A
07/26/2019	Assault on Staff, serious or persistent violence	06/07/2019- Assault on Staff 06/07/2019- Assault on Staff 05/19/2019- Assault on Staff 05/12/2019- Assault on Staff	Level 2	GP	Level 2	TRU
07/11/2019	Assault on Inmate, serious or persistent violence	06/18/2019- Assault on Inmate 06/17/2019- Assault on Inmate	Level 2	TRU	Level 2	TRU

SECURE

Entry Date	Placement Criteria	Incident Date(s) and Type(s)	Placement Phase	Previous Housing Category	Adjudication Result	Previous Placement in Secure, ESH, TRU, SCH
07/09/2019	Assault on Staff, assault on Inmate	07/08/2019- Assault on Staff 04/16/2019- Assault on Staff 03/18/2019- Assault on Staff 02/11/2019- Assault on Inmate	Phase 1	GP	Continued placement	TRU
07/19/2019	Assault on Inmate, slashing	07/19/2019- Assault on Inmate, slashing	Phase 1	GP	Continued placement	N/A
07/23/2019	Possession of a dangerous article	07/19/2019- Possession of a dangerous article	Phase 1	TRU	Discharged prior to adjudication	ESH,TRU, SCH

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07/10/2019	Assault on Staff, assault on Inmate, History of Persistent violence	07/09/2019- Assault on Staff 05/28/2019- Assault on Staff 05/20/2019- Assault on Inmate	Phase 1	GP	Continued placement	TRU
07/30/2019	Assault on Inmate, slashing	07/28/2019- Assault on Inmate, slashing	Phase 1	GP	Continued placement	N/A
07/30/2019	Assault on Inmate, slashing	07/28/2019- Assault on Inmate, slashing	Phase 1	Separation Status	Continued placement	N/A
07/30/2019	Assault on Inmate, slashing	07/28/2019- Assault on Inmate, slashing	Phase 1	Separation Status	Continued placement	N/A
07/16/2019	Assault on Staff, assault on Inmate, history of persistent violence	07/10/2019- Assault on Staff 05/16/2019- Assault on Inmate 02/04/2019- Fight with Inmate	Phase 1	GP	Continued placement	ESH, TRU, SCH

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- b. For each release, the date of release, the reason for release, the total number of days spent in the restrictive housing area (ESH or Secure), and the housing category (and phase/level, if applicable) in which the inmate was housed prior to and upon release**

ESH

Release Date	Release Reason	Total Days in ESH	ESH Level Prior to Release	Housing Category After Release
07/02/2019	Review Recommendation	72	Level 2	GP
07/15/2019	Completion of ESH Levels ¹	50	Level 2	APU
07/12/2019	Review Recommendation	236	Level 3	GP
07/02/2019	Review Recommendation	42	Level 3	GP
07/19/2019	Satisfied the requirements of ESH	58	Level 3	APU
07/29/2019	Satisfied the requirements of ESH	49	Level 3	GP
07/15/2019	Review Recommendation	50	Level 3	GP
07/19/2019	Satisfied the requirements of ESH	125	Level 3	GP
07/12/2019	Review Recommendation	31	Level 3	APU
07/19/2019	Discharged from DOC custody	8	Level 2	N/A

¹ This Young Adult was incorrectly released from ESH. He was returned to ESH on 07/17/2019 as the result of a guilty determination for an Assault on Staff that occurred on 07/10/2019, while the individual was in ESH.

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SECURE

Release Date	Release Reason	Total Days in Secure	Secure Phase Prior to Release	Housing Category After Release
07/25/2019	Completed All 3 Phases	122	Phase 3	GP
07/25/2019	Completed All 3 Phases	81	Phase 3	GP
07/25/2019	Discharged from DOC Custody	3	Phase 1	N/A
07/29/2019	Discharged from DOC Custody	54	Phase 1	N/A
07/31/2019	Temporarily transferred from DOC facility	62	Phase 2	N/A
07/16/2019	Aged out of Secure	30	Phase 1	ESH
07/02/2019	Transferred to another unit for security/health reasons	50	Phase 3	GP

- c. For each movement between phases/levels, the date of movement, the phase/level prior to movement, the phase/level to which the individual moved, and the reason for movement.

ESH

Date of Movement	Level Prior to Movement	Level After Movement	Reason for Movement
07/25/2019	Level 2	Level 3	Review Recommendation
07/05/2019	Level 2	Level 3	Review Recommendation
07/15/2019	Level 2	Level 3	Review Recommendation
07/30/2019	Level 1	Level 2	Review Recommendation
07/20/2019	Level 2	Level 3	Review Recommendation

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Date of Movement	Level Prior to Movement	Level After Movement	Reason for Movement
07/02/2019	Level 2	Level 3	Review Recommendation
07/17/2019	Level 3	Level 2	Refused direct orders which resulted in a UOF, possession of contraband
07/19/2019	Level 2	Level 3	Review Recommendation
07/18/2019	Level 2	Level 1	Assault on Inmate, slashing
07/02/2019	Level 2	Level 3	Review Recommendation

SECURE

Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
07/09/2019	Phase 2	Phase 3	Review recommendation
07/24/2019	Phase 1	Phase 2	Review recommendation
07/09/2019	Phase 1	Phase 2	Review recommendation
07/21/2019	Phase 1	Phase 2	Review recommendation
07/17/2019	Phase 1	Phase 2	Review recommendation
07/31/2019	Phase 1	Phase 2	Review recommendation

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d. Average Daily Population in each phase/level and overall.

ESH

Level 1	Level 2	Level 3	Overall
2.3	7.2	3.9	13.4

SECURE

Phase 1	Phase 2	Phase 3	Overall
9.42	2.03	1.42	12.87

e. The number of young adults in each phase/level as of the 1st day of the month following the reporting period.

ESH

Level 1	Level 2	Level 3
2	6	3

SECURE

Phase 1	Phase 2	Phase 3
10	4	0

f. The total number of people entering ESH or Secure Unit to-date and the total number of entries to date.

	Total People Entered To-Date	Total Entries To-Date
ESH	266	306
Secure	125	158

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- g. The minimum, maximum, median, and average length of stay in each phase/level and overall and in each phase/level and overall by release reason, and the time in-program minimum, maximum median, and average on the last day of each month overall and by phase/ level;**

Length of Stay in ESH ² (days; N=285)						
	ESH Entry	Level 1	Level 2	Level 3	Non-Level ESH ³	Overall
Average	33	64	61	26	34	93
Median	28	35	43	22	30	60
Minimum	2	0	1	0	1	1
Maximum	209	326	409	111	105	505

Length of Stay in Secure (days; N=136) ⁴				
	Phase 1	Phase 2	Phase 3	Overall
Average	35.17	26.85	36.46	69.01
Median	28.00	21.00	31.50	62.00
Minimum	2.00	1.00	3.00	2.00
Maximum	229.00	112.00	134.00	301.00

Overall Length of Stay in ESH by Release Reason ⁵ (days; N=17)								
	Not recommended by adjudication	Discharge or transfer from DOC custody	Moved for security reasons	Completion of ESH levels	Step down from ESH 2 to Secure	Released upon review	Aged out of ESH Young Adults	Transferred to Alternative Programming Unit
Average	-	8.50	-	99.67	-	59.64	-	-
Median	-	8.50	-	80.00	-	43.00	-	-
Minimum	-	8.00	-	63.00	-	40.00	-	-
Maximum	-	9.00	-	156.00	-	127.00	-	-

² Lengths of stay are calculated by averaging individual Young Adults' accumulated time in each level, regardless of the chronological progression of the Young Adult through various levels. Records are only included for Young Adults who have been released from ESH or Secure.

³ This category refers to ESH before the level system was implemented.

⁴ The N value represents all Secure Unit young adult records that were used in any of the LOS calculations.

⁵ Length of stay in ESH by release reason is calculated for all those discharged on or after 07/01/2019. Those included in the calculation are individuals who were age 18-21 upon entry into ESH.

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Overall Length of Stay in Secure by Release Reason ⁶ (days; N=136)						
	Completed All 3 Phases	Transferred to Another Unit for Security/Health	Discharged from DOC Custody	Completed Program –Step down from ESH	Other ⁷	Adjudication Determination
Average	104.54	52.62	53.24	39.43	32.70	12.80
Median	96.50	37.00	41.00	30.00	32.00	9.00
Minimum	44.00	2.00	2.00	2.00	9.00	6.00
Maximum	234.00	183.00	301.00	86.00	75.00	33.00

ESH Time in Program ⁸ (days) (N=11)				
	Level 1	Level 2	Level 3	Overall
Average	54.20	103.73	23.13	145.18
Median	29.00	66.00	18.50	80.00
Minimum	15.00	28.00	8.00	63.00
Maximum	183.00	271.00	60.00	456.00

Secure Time in Program ⁹ (days) (N=14)				
	Phase 1	Phase 2	Phase 3	Overall
Average	34.00	13.75	12.50	39.79
Median	25.00	13.00	12.50	30.50
Minimum	2.00	8.00	9.00	2.00
Maximum	83.00	21.00	16.00	118.00

⁶ Length of stay by release reason for Secure is calculated for all those released from Secure since its opening. The entry dates of the first individuals included was 06/30/2016.

⁷ This column represents all those who were released from Secure who do not fall into the other categories (i.e. temporarily transferred from DOC facility, aging out, inmate was sentenced and sent to another program within another facility).

⁸ Time in Program is calculated for all individuals who were 18-21 at the time of their placement in ESH and who were still in ESH on 08/01/2019.

⁹ Time in Program is calculated for all individuals who were still in Secure on 08/01/2019.

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h. The number of Young Adults who met the criteria for a 28-day review (Secure) and 15-day (ESH) and 21-day review (ESH).

28-day Review (Secure)	15-day Review (ESH)	21-day Review (ESH)
12	2	17

i. The number of young adults who received such a review.

28-day Review (Secure)	15-day Review (ESH)	21-day Review (ESH)
11	2	17

28-Day Reviews: One (1) Young Adult was transferred out of the Secure Unit prior to receiving a scheduled 28-day review on July.

15-Day Reviews: All Young Adults scheduled for a review received a review.

21-Day Reviews: Two (2) Young Adults were released from DOC custody prior to receiving their second scheduled 21-day review in June.

j. For each review, the individual’s, review date, level at the time of review, the level or housing type recommended, the resulting placement, resulting placement date, and days from review recommendation to resulting placement. If the Young Adult did not progress or regress in their placement, which exception was used to justify? If the Young Adult was not recommended to progress or regress in their placement, or if they were not moved following their recommendation reason for lack of movement.

28-DAY REVIEW RECOMMENDATIONS

Review Date	Secure Phase at Time of Review	Secure Phase Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no phase regression or progression, why?
07/02/2019	Phase 2	Phase 2	Phase 2	07/02/2019	0	Disruptive behavior
07/09/2019	Phase 2	Phase 3	Phase 3	07/09/2019	0	N/A
07/25/2019	Phase 3	GP	GP	07/25/2019	0	N/A
07/25/2019	Phase 3	GP	GP	07/25/2019	0	N/A
07/02/2019	Phase 1	Phase 1	Phase 1	07/02/2019	0	Violent, aggressive, and disruptive behavior

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Review Date	Secure Phase at Time of Review	Secure Phase Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no phase regression or progression, why?
07/24/2019	Phase 1	Phase 2	Phase 2	07/24/2019	0	N/A
07/02/2019	Phase 1	Phase 1	Phase 1	07/02/2019	0	Disruptive behavior
07/29/2019	Phase 1	Phase 1	Phase 1	07/29/2019	0	Disruptive behavior
07/02/2019	Phase 1	Phase 1	Phase 1	07/02/2019	0	Disruptive behavior
07/22/2019	Phase 1	Phase 1	Phase 1	07/22/2019	0	Violent, aggressive, and disruptive behavior
07/09/2019	Phase 1	Phase 2	Phase 2	07/09/2019	0	N/A
07/21/2019	Phase 1	Phase 2	Phase 2	07/21/2019	0	N/A
07/02/2019	Phase 1	Phase 1	Phase 1	07/02/2019	0	Disruptive behavior
07/17/2019	Phase 1	Phase 2	Phase 2	07/17/2019	0	N/A
07/31/2019	Phase 1	Phase 2	Phase 2	07/31/2019	0	N/A
07/14/2019	Phase 1	Phase 1	Phase 1	07/14/2019	0	Disruptive and aggressive behavior

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15-DAY REVIEW RECOMMENDATIONS

Review Date	ESH Level at Time of Review	ESH Level Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no level regression or progression, why?
07/08/2019	Level 1	Level 1	Level 1	07/08/2019	0	Violent or aggressive behavior
07/23/2019	Level 1	Level 1	Level 1	07/23/2019	0	Credible Intelligence
07/30/2019	Level 1	Level 2	Level 2	07/30/2019	0	N/A

21-DAY REVIEW RECOMMENDATIONS

Review Date	ESH Level at Time of Review	ESH Level Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no level regression or progression, why?
07/25/2019	Level 2	Level 2	Level 2	07/25/2019	0	Disruptive, aggressive behavior
07/02/2019	Level 2	GP	GP	07/02/2019	0	N/A
07/15/2019	Level 2	Level 2	Level 2 ¹⁰	07/17/2019	2	Violent and aggressive behavior
07/12/2019	Level 3	GP	GP	07/12/2019	0	N/A
07/02/2019	Level 3	GP	GP	07/02/2019	0	N/A
07/25/2019	Level 2	Level 3	Level 3	07/25/2019	0	N/A
07/05/2019	Level 2	Level 3	Level 3	07/05/2019	0	N/A

¹⁰ This Young Adult's review paperwork incorrectly states that he should be leveled down to Level 2. It should instead recommend continued placement, as the young adult was in a Level 2 housing area at the time of his review.

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Review Date	ESH Level at Time of Review	ESH Level Recommended	Resulting Placement	Resulting Placement Date	Days from Review Rec. to Resulting Placement	If no level regression or progression, why?
07/15/2019	Level 2	Level 3	Level 3	07/15/2019	0	N/A
07/20/2019	Level 2	Level 3	Level 3	07/19/2019	0	N/A
07/02/2019	Level 2	Level 3	Level 3	07/03/2019	0	N/A
07/23/2019	Level 2	Level 2	Level 2	07/23/2019	0	Aggressive and disruptive behavior
07/15/2019	Level 3	GP	GP	07/15/2019	0	N/A
07/21/2019	Level 2	Level 3	Level 3	07/19/2019	0	N/A
07/18/2019	Level 2	Level 1	Level 1	07/18/2019	0	Violent, aggressive behavior
07/02/2019	Level 2	Level 3	Level 3	07/02/2019	0	N/A
07/12/2019	Level 3	GP	APU	07/12/2019	0	N/A
07/18/2019	Level 2	Level 2	Level 2	07/18/2019	0	Violent, aggressive and disruptive behavior

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- k. The total number of recommended progressions, the total number of actual progressions, and the average and median days from review recommendation to actual progression.**

Progressions				
Housing Area	Total recommended progressions	Total actual progressions	Average days from review rec. to progress.	Median days from review rec. to progress.
ESH (15 day reviews)	1	1	0	0
ESH (21 day reviews)	12	12	0	0
Secure (28 day reviews)	8	8	0	0

- l. For each program offered, the number of classes or meetings offered, the average number of participants, and the number of unique individuals participating in any program that month and by each program type during the reporting month.**

ESH Programs	# of Sessions Offered	Average # of Participants per Session	# of Unique Individual Participants
Anger Management	9	3	9
Dialectical Behavioral Therapy (DBT)	13	2	14
Interactive Journaling	47	1	16
Interpersonal Skills	1	3	3
Leadership Development	18	2	14
FEDCAP	26	0.4	6
Youth Communication	8	2	10
Community Meeting	4	3	11
Structured Recreation	3	3	7
Healthy Relationships	3	2	2
Creative Arts	9	3	9
One-on-One Individual Sessions	62	2	25

Secure Programs	# of Sessions Offered	Average # of Participants per Session	# of Unique Individual Participants
Empowerment Zone	15	2	15
Giant Thinking	7	3	13
Anger Management	11	3	15
Community Meeting	9	4	13
Creative Arts	4	2	7
Dialectical Behavioral Therapy	12	3	11
Educational Tablets	48	2	14
Healthy Relationships	10	3	12
Individual Counseling	26	2	16
Interactive Journaling	2	2	4
Interpersonal Skill Development	13	2	11

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Secure Programs	# of Sessions Offered	Average # of Participants per Session	# of Unique Individual Participants
Leadership Development	5	1	4
Structured Recreation	9	2	10
Youth Communication	13	2	13

m. The number of Young Adults in Secure Units who were placed in De-escalation areas, including the minimum, maximum, median, and average length of time in such areas.

Number of Young Adults Placed in De-escalation Areas: 0			
Length of Stay in Secure De-escalation Areas			
Average	Median	Minimum	Maximum
N/A	N/A	N/A	N/A

n. The number of inmate-on-inmate fights to date and for the reporting month in Young Adult ESH and in Secure Unit, and the rates of inmate-on-inmate violence cumulatively and for the reporting month in Young Adult ESH, Secure Unit, and the Young Adult general population (number of incidents / average daily population).

Inmate-on-Inmate Fights		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	4	3	84
	Monthly Rate	.30	.23	.28
	Cumulative Count	105	29	2930
	Cumulative Rate	4.29	3.34	6.49

o. The number of slashings/stabbings to date and for the reporting month in Young Adult ESH and in Secure Unit, and the rates of inmate-on-inmate violence cumulatively and for the reporting month in Young Adult ESH, Secure Unit, and the Young Adult general population (number of incidents/average daily population).

Slashing/Stabbings		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	1	0	4
	Monthly Rate	.07	.00	.01
	Cumulative Count	26	3	89
	Cumulative Rate	1.08	.35	.20

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- p. The number of assaults on staff to date and for the reporting month in Young Adult ESH and Secure Unit, and the rates of assaults on staff by Young Adults in Young Adult ESH, Secure Unit, and the Young Adult general population, which shall be calculated cumulatively and for the reporting month.

Assaults on Staff		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Monthly Count	1	1	11
	Monthly Rate	.07	.08	.04
	Cumulative Count	69	25	260
	Cumulative Rate	2.87	2.88	.58

- q. The number of uses of force in Young Adult ESH and Secure Unit, and the rates of use of force for Young Adult ESH, Secure Unit, and the Young Adult general population

Uses of Force		ESH Young Adults	Secure Young Adults	General Population Young Adults
	Cumulative Count	254	123	1909
	Cumulative Rate	2.87	14.17	4.23