

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

October Monthly Report (Covering the period of September 1 – September 30, 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
09/16/2019	Assault on Inmate	09/03/2019- Assault with a weapon	Level 2	GP	Level 2	TRU, SCH, SU, ESH
09/20/2019	Assault on Inmate, serious or persistent violence, slashing	08/26/2019- Assault on Inmate 08/27/2019- Assault with a weapon, slashing	Level 1	GP	Level 1	TRU, SU, ESH
08/20/2019	Assault on Inmate, slashing	07/28/2019- Assault with a weapon, slashing	Level 1	Secure	Level 1	N/A
09/09/2019	Assault on Inmate, assault on Staff, serious or persistent violence	06/21/2019- Assault on Inmate 06/25/2019- Assault on Staff 06/25/2019- Arson 07/15/2019- Assault with a weapon	Level 2	GP	Level 2	TRU
09/30/2019	Assault on Inmate, possession of a dangerous article, serious or persistent violence	05/10/2019- Assault on Inmate 08/29/2019- Possession of a dangerous article	Level 2	GP	Level 2	N/A

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09/23/2019	Assault on Inmate, slashing	09/02/2019- Assault with a weapon, slashing	Level 1	GP	Level 1	N/A

**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
09/05/2019	Assault on Inmate, possession of a Dangerous Article	07/22/2019- Possession of a Dangerous Article 03/22/2019- Assault on Inmate 10/22/2018- Assault on Inmate	Phase 3	ESH Level 2	Continued placement	ESH, TRU
09/18/2019	Assault on Inmate, assault on Staff, serious or persistent violence	07/09/2019- Assault on Staff 05/28/2019- Assault on Staff 05/20/2019- Assault on Inmate	Phase 1	Transferred back to DOC custody <sup>1</sup>	Continued placement	TRU, Secure
09/16/2019	Assault on Staff	09/12/2019- Assault on Staff	Phase 1	GP	Continued placement	TRU

<sup>1</sup> This Young Adult was discharged from DOC custody on August 1, 2019 from the Secure Unit and returned on September 18, 2019. His current placement was resumed without re-adjudication. Upon discovery of this error, the facility was contacted to release the Young Adult, but he had already completed all three phases and was discharged from the Secure Unit.

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09/30/2019	Assault on Inmate, slashing assault on Staff	07/17/2019- Assault with a weapon, slashing 04/06/2019- Assault on Staff	Phase 3	ESH Level 2	Continued placement	TRU, SCH, ESH, Secure
09/26/2019	Assault on Inmate, stabbing	09/25/2019- Assault on Inmate, stabbing	Phase 1	GP	Continued placement	SCH, TRU, Secure
09/27/2019	Possession of a Dangerous Article	09/25/2019- Possession of a Dangerous Article	Phase 1	TRU	Continued placement	SCH, TRU, ESH
09/11/2019	Assault on Inmate, serious or persistent violence, slashing	09/10/2019- Assault with a weapon, slashing 05/08/2019- Assault on Inmate	Phase 1	GP	Continued placement	TRU
09/16/2019	Assault on Staff	09/12/2019- Assault on Staff	Phase 1	GP	Continued placement	N/A

**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
09/20/2019	Review recommendation	80	Level 3	GP

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Release Date	Release Reason	Total Days in ESH	ESH Level Prior to Release	Housing Category After Release
09/05/2019	Stepdown from ESH to Secure	22	Level 2	Secure
09/10/2019	Review recommendation	43	Level 3	GP
09/06/2019	Discharged from DOC custody	15	Level 3	N/A
09/10/2019	Review recommendation	60	Level 3	GP
09/04/2019	Review recommendation	114	Level 3	GP
09/30/2019	Stepdown from ESH to Secure	131	Level 2	Secure
09/06/2019	Review recommendation	43	Level 3	GP

**SECURE**

Release Date	Release Reason	Total Days in Secure	Secure Phase Prior to Release	Housing Category After Release
09/04/2019	Completed all three phases	48	3	GP
09/26/2019	Completed Program, step down from ESH	22	3	GP
09/26/2019	Completed all three phases	149	3	GP
09/17/2019	Completed Program, step down from ESH	21	3	GP
09/05/2019	Completed all three phases	154	3	GP

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- 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
09/20/2019	Level 2	Level 3	Review recommendation
09/04/2019	Level 1	Level 2	Review recommendation
09/30/2019	Level 2	Level 3	Review recommendation
09/04/2019	Level 1	Level 2	Review recommendation
09/25/2019	Level 2	Level 3	Review recommendation
09/04/2019	Level 1	Level 2	Review recommendation
09/25/2019	Level 2	Level 3	Review recommendation
09/06/2019	Level 1	Level 2	Review recommendation
09/26/2019	Level 2	Level 3	Review recommendation

**SECURE**

Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
09/11/2019	Phase 1	Phase 2	Review Recommendation
09/25/2019	Phase 2	Phase 3	Review Recommendation
09/25/2019	Phase 1	Phase 2	Review Recommendation

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Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
09/11/2019	Phase 1	Phase 2	Review Recommendation
09/25/2019	Phase 2	Phase 3	Review Recommendation
09/11/2019	Phase 2	Phase 3	Review Recommendation
09/11/2019	Phase 1	Phase 2	Review Recommendation
09/25/2019	Phase 2	Phase 3	Review Recommendation
09/25/2019	Phase 1	Phase 2	Review Recommendation
09/18/2019	Phase 1	Phase 2	Review Recommendation

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

**ESH**

Level 1	Level 2	Level 3	Overall
2.0	8.4	2.2	12.6

**SECURE**

Phase 1	Phase 2	Phase 3	Overall
4.6	2.6	2.8	9.9

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

**ESH**

Level 1	Level 2	Level 3
1	6	4

**SECURE**

Phase 1	Phase 2	Phase 3
4	1	7

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- 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	281	323
Secure	135	171

- 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 <sup>2</sup> (days; N=295)						
	ESH Entry	Level 1	Level 2	Level 3	Non-Level ESH <sup>3</sup>	Overall
Average	32	64	64	26	34	94
Median	30	32	44	22	30	60
Minimum	2	0	1	0	1	1
Maximum	135	326	408	111	105	472

Length of Stay in Secure (days; N=151) <sup>4</sup>				
	Phase 1	Phase 2	Phase 3	Overall
Average	35.71	26.51	35.28	67.42
Median	28.00	21.00	30.00	59.00
Minimum	2.00	1.00	3.00	2.00
Maximum	229.00	112.00	134.00	301.00

<sup>2</sup> 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.

<sup>3</sup> This category refers to ESH before the level system was implemented.

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

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Overall Length of Stay in ESH by Release Reason <sup>5</sup> (days; N=39)								
	Not recommended by adjudication	Discharge or transfer from DOC custody	Moved for security reasons	Satisfied the requirements of ESH	Step down from ESH 2 to Secure	Released upon review	Aged out of ESH Young Adults	Transferred to Alternative Programming Unit
<b>Average</b>	-	94.80	-	110.33	76.67	87.24	-	-
<b>Median</b>	-	37.50	-	109.00	77.00	63.00	-	-
<b>Minimum</b>	-	3.00	-	78.00	22.00	40.00	-	-
<b>Maximum</b>	-	472.00	-	144.00	131.00	268.00	-	-

Overall Length of Stay in Secure by Release Reason <sup>6</sup> (days; N=151)						
	Completed All 3 Phases	Transferred to Another Unit for Security/Health	Discharged from DOC Custody	Completed Program –Step down from ESH	Other <sup>7</sup>	Adjudication Determination
<b>Average</b>	102.53	49.44	51.78	31.64	39.43	12.80
<b>Median</b>	93.00	30.50	39.50	32	30.00	9.00
<b>Minimum</b>	22.00	2.00	2.00	9	2.00	6.00
<b>Maximum</b>	234.00	183.00	301.00	75	86.00	33.00

ESH Time in Program <sup>8</sup> (days) (N=11)				
	Level 1	Level 2	Level 3	Overall
<b>Average</b>	13.00	60.30	14.00	76.50
<b>Median</b>	15.00	43.00	13.00	50.50
<b>Minimum</b>	1.00	21.00	2.00	23.00
<b>Maximum</b>	16.00	182.00	32.00	215.00

<sup>5</sup> Length of stay in ESH by release reason is calculated for all those discharged on or after 09/01/2019. Those included in the calculation are individuals who were age 18-21 upon entry into ESH.

<sup>6</sup> 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.

<sup>7</sup> 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).

<sup>8</sup> 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 10/01/2019.



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Secure Time in Program <sup>9</sup> (days) (N=12)				
	Phase 1	Phase 2	Phase 3	Overall
Average	27.82	12.67	5.25	33.58
Median	20.00	13.50	6.00	17.50
Minimum	4.00	6.00	3.00	3.00
Maximum	87.00	23.00	6.00	116.00

**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)
11	4	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	4	16

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

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

**21-Day Reviews:** One (1) Young Adult was released from DOC custody prior to receiving a scheduled 21-day review in September.

**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?
09/01/2019	Phase 1	Phase 1	Phase 1	09/01/2019	0	Violent, aggressive behavior
09/11/2019	Phase 1	Phase 2	Phase 2	09/11/2019	0	N/A

<sup>9</sup> Time in Program is calculated for all individuals who were still in Secure on 10/01/2019.

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09/25/2019	Phase 2	Phase 3	Phase 3	09/25/2019	0	N/A
09/25/2019	Phase 1	Phase 2	Phase 2	09/25/2019	0	N/A
09/04/2019	Phase 3	GP	GP	09/04/2019	0	N/A
09/26/2019	Phase 3	GP	GP	09/26/2019	0	N/A
09/11/2019	Phase 1	Phase 2	Phase 2	09/11/2019	0	N/A
09/25/2019	Phase 2	Phase 3	Phase 3	09/25/2019	0	N/A
09/11/2019	Phase 2	Phase 3	Phase 3	09/11/2019	0	N/A
09/26/2019	Phase 3	GP	GP	09/26/2019	0	N/A
09/03/2019	Phase 1	Phase 1	Phase 1	09/03/2019	0	Disruptive behavior
09/11/2019	Phase 1	Phase 2	Phase 2	09/11/2019	0	N/A
09/25/2019	Phase 2	Phase 3	Phase 3	09/2/2019	0	N/A
09/25/2019	Phase 1	Phase 2	Phase 2	09/25/2019	0	N/A
09/17/2019	Phase 3	GP	GP	09/17/2019	0	N/A
09/04/2019	Phase 3	GP	GP	09/05/2019	1	N/A
09/18/2019	Phase 1	Phase 2	Phase 2	09/18/2019	0	N/A

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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?
09/04/2019	Level 1	Level 2	Level 2	09/04/2019	0	N/A
09/04/2019	Level 1	Level 2	Level 2	09/04/2019	0	N/A
09/04/2019	Level 1	Level 2	Level 2	09/04/2019	0	N/A
09/04/2019	Level 1	Level 2	Level 2	09/06/2019	2	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?
09/20/2019	Level 3	GP	GP	09/20/2019	0	N/A
09/05/2019	Level 2	Level 3	Secure	09/05/2019	0	N/A
09/10/2019	Level 3	GP	GP	09/10/2019	0	N/A
09/20/2019	Level 2	Level 3	Level 3	09/20/2019	0	N/A
09/30/2019	Level 2	Level 3	Level 3	09/30/2019	0	N/A
09/25/2019	Level 2	Secure	Level 3	09/25/2019	0	N/A

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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?
09/19/2019	Level 2	Level 2	Level 2	09/19/2019	0	Violent, aggressive behavior
09/10/2019	Level 3	GP	GP	09/10/2019	0	N/A
09/20/2019	Level 2	Level 2	Level 2	09/20/2019	0	Violent, aggressive behavior
09/13/2019	Level 2	Level 2	Level 2	09/13/2019	0	Violent behavior
09/03/2019	Level 3	GP	GP	09/04/2019	1	N/A
09/25/2019	Level 2	Level 3	Level 3	09/25/2019	0	N/A
09/12/2019	Level 2	Level 2	Level 2	09/12/2019	0	Violent behavior
09/30/2019	Level 2	Level 3	Secure	09/30/2019	0	N/A
09/06/2019	Level 3	GP	GP	09/06/2019	0	N/A
09/26/2019	Level 2	Level 3	Level 3	09/26/2019	0	N/A

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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)	4	4	.50	0
ESH (21 day reviews)	12	12	.08	0
Secure (28 day reviews)	15	15	.93	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	20	1.7	10
Community Meeting	15	1.7	10
Creative Arts	4	1.8	3
Dialectical Behavioral Therapy	21	1.5	10
Educational Tablets	19	2.0	5
FEDCAP	38	0.3	5
Healthy Relationships	4	1.5	5
Individual Counseling	53	1.3	22
Interactive Journaling	35	0.6	10
Interpersonal Skill Development	11	1.6	7
Leadership Development	13	1.3	5
Structured Recreation	7	1.6	5
Youth Communication	10	1.6	6

Secure Programs	# of Sessions Offered	Average: # of Participants per Session	# of Unique Individual Participants
Anger Management	12	2	8
Community Meeting	13	2	11
Creative Arts	7	2	10
Dialectical Behavioral Therapy	23	2	13
Educational Tablets	59	2	15
Empowerment Zone	14	2	12
Healthy Relationships	0	0	0
Individual Counseling	9	2	11
Interactive Journaling	15	2	13

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Secure Programs	# of Sessions Offered	Average: # of Participants per Session	# of Unique Individual Participants
Interpersonal Skill Development	23	2	14
Leadership Development	17	2	14
Structured Recreation	12	2	14
The Kite	1	2	2
Woosa Wellness	5	2	6
Youth Communication	7	2	12

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	1	0
Monthly Rate	.08	0	.24
Cumulative Count	108	30	3102
Cumulative Rate	4.53	3.42	6.98

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- 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	0	0	6
	Monthly Rate	0	0	.02
	Cumulative Count	26	3	97
	Cumulative Rate	1.12	.34	.22

- 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	0	20
	Monthly Rate	.08	0	.06
	Cumulative Count	70	27	293
	Cumulative Rate	3.01	3.08	.66

- 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	257	126	2051
	Cumulative Rate	10.77	14.36	4.61