

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

Pursuant to the six (6) month limited variance granted by the NYC Board of Correction on February 9, 2021, allowing for the continued use of the Secure Unit for young adults (18 to 21 years old), the related variance conditions require the NYC Department of Correction (“Department”) to conduct a monthly audit on compliance with the following provisions of the Board’s Minimum Standards and with educational services:

- § 1-05(b) (Lock-in), specifically, the number of out of cell hours per young adult;
- § 1-08(f) (Access to Courts and Legal Services, including Law Library);
- § 1-06 (Recreation);
- § 1-02(c)(2) (Classification), specifically, the number of programming hours offered to each young adult and the number of hours each young adult participated in programming; and
- Education services, specifically the number of young adults brought to school and, for each young adult, the time each young adult was brought to school and the time each young adult was taken out of school.

### **Audit Parameters**

As set forth in the Department’s June 9, 2017 compliance plan to the Board, the audit is conducted through a manual review of the housing area logbooks on four (4) randomly selected dates each month.

This audit report covers the following four (4) dates in the month of May 2021:

- May 6
- May 13
- May 18
- May 27

In addition, on-site inspections of the Secure Unit’s kiosks and typewriters were conducted on four (4) randomly selected dates, listed below.

### **§1-05(b) Lock-in**

A manual review of housing area logbooks was performed to determine whether ten (10), twelve (12), and fourteen (14) hours of out-of-cell times were afforded to young adults based on their assigned phase. In addition, pursuant to the Secure Unit variance granted by the Board on February 9, 2021, and associated variance conditions, this audit report provides individualized data related to each young adult’s out-of-cell time during the reporting period.

### **§1-08(f) Access to Courts and Legal Services, including Law Library**

Manual reviews of the housing area logbook, Program and Services Logbook, and Law Library Logbook were conducted to determine whether Law Library services were afforded. In addition to the above logbook reviews, on-site inspections were conducted to determine if the four (4) kiosks and four (4) typewriters located in the unit were operational.

May on-site inspections of kiosks and typewriters were:

- May 7
- May 14

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

- May 21
- May 28

### §1-06 – Recreation

Manual reviews of the housing area logbook and Mandated Services Logbook were conducted to determine whether one (1) hour of recreation was afforded.

### § 1-02(c) (2) (Classification), Provision of Programming

A manual review of programming attendance data was conducted to determine the number of programming hours offered to each young adult and the number of hours each young adult **chose to** participate in programming.

### Education

A review was conducted to determine the number of young adults enrolled in educational services, whether they were provided with educational learning packets, and whether they completed and returned the educational learning packets.

### Audit Findings

#### §1-05(b) Lock-in

All young adults in the Secure Unit are required to be afforded lock-out hours based on their housing phase: ten (10) hours in Phase 1, twelve (12) hours in Phase 2, and fourteen (14) hours in Phase 3. The Lock-in/Lock-out Tracking Logbook captures individualized data on an hourly basis related to each young adult's time in and out of his cell. On any given day, a young adult may be out to court or transferred in or out of the Secure Unit. Depending on the length of time these young adults are in the housing unit, they may not be included in the out-of-cell time reporting.

#### Phase 1

Young adults in Phase 1 are afforded ten (10) hours out of cell time each day. Listed below is individualized data related to each young adult's total out of cell time in Phase 1, based on a manual review of the Lock-in/Lock-out Tracking Logbook, for the dates audited. The out of cell time is the hours each day that a young adult **chooses to** be out of his cell during institutional lock-out periods. The data reflects the young adults present in the unit for institutional lock-outs on each audit date.

#### May 6, 2021

There were nine (9) young adults in Phase 1; their out of cell times on this audit date were:

1. 10 hours 59 minutes
2. 12 hours 11 minutes
3. 11 hours 51 minutes
4. 3 hours; young adult **chose not** to participate in the majority of afforded out of cell time

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

5. 10 hours 36 minutes
6. 7 hours
7. 7 hours 59 minutes
8. 12 hours 20 minutes
9. 7 hours

### May 13, 2021

There were nine (9) young adults in Phase 1; their out of cell times on this audit date were:

1. 11 hours
2. 13 hours 58 minutes
3. 14 hours 59 minutes
4. 12 hours 58 minutes
5. 1 hour 59 minutes; young adult **chose not** to participate in the majority of afforded out of cell time
6. 12 hours
7. 6 hours
8. 12 hours 59 minutes
9. 12 hours 59 minutes

### May 18, 2021

There were seven (7) young adults in Phase 1; their out of cell times on this audit date were:

1. 3 hours 45 minutes; young adult **chose not** to participate in the majority of afforded out of cell time
2. 10 hours 46 minutes
3. 11 hours
4. 12 hours
5. 8 hours
6. 9 hours
7. 12 hours

### May 27, 2021

There were five (5) young adults in Phase 1; their out of cell times on this audit date were:

1. 12 hours 59 minutes
2. 8 hours
3. 12 hours 59 minutes
4. 12 hours 59 minutes
5. 10 hours 59 minutes

### **Phase 2**

Young adults in Phase 2 are afforded twelve (12) hours out of cell time each day. Listed below is individualized data related to each young adult's total out of cell time in Phase 2, based on a manual review of the Lock-in/Lock-out Tracking Logbook, for the dates audited. The out of cell time is the hours each day that a young adult **chooses to** be out of his cell during institutional

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

lock-out periods. The data reflects the young adults present in the unit for institutional lock-outs on each audit date.

### May 6, 2021

There were four (4) young adults in Phase 2; their out of cell times on this audit date were:

1. 11 hours 41 minutes
2. 10 hours 59 minutes
3. 11 hours 59 minutes
4. 11 hours 26 minutes

### May 13, 2021

There was one (1) young adult in Phase 2; his out of cell time on this audit date was 9 hours 59 minutes.

### May 18, 2021

There were two (2) young adults in Phase 2; their out of cell times on this adult date were:

1. 5 hours; young adult **chose not** to participate in the majority of afforded out of cell time
2. 11 hours 45 minutes

### May 27, 2021

There were four (4) young adults in Phase 2; their out of cell times on this audit date were:

1. 10 hours 59 minutes
2. 8 hours 59 minutes
3. 12 hours 59 minutes
4. 10 hours

### Phase 3

Young adults in Phase 3 are afforded fourteen (14) hours out of cell time each day. Listed below is individualized data related to each young adult's total out of cell time in Phase 3, based on a manual review of the Lock-in/Lock-out Tracking Logbook, for the dates audited. The out of cell time is the hours each day that a young adult **chooses to** be out of his cell during institutional lock-out periods. The data reflects the young adults present in the unit for institutional lock-outs on each audit date.

### May 6, 2021

There were eight (8) young adult in Phase 3; their out of cell times on this audit date were:

1. 4 hours; young adult was transferred out of the Secure Unit on this audit date
2. 10 hours 32 minutes
3. 10 hours 42 minutes
4. 9 hours 59 minutes

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

5. 12 hours 39 minutes
6. 12 hours 29 minutes
7. 12 hours 39 minutes

On this audit date, one (1) young adult in Phase 3, was transferred out of the Secure Unit and did not participate in any lock-out time.

### **May 13, 2021**

There were eight (8) young adults in Phase 3; their out of cell times on this audit date were:

1. 11 hours
2. 11 hours
3. 5 hours; young adult was transferred out of the Secure Unit on this audit date
4. 3 hours; young adult was transferred out of the Secure Unit on this audit date
5. 12 hours 59 minutes
6. 11 hours 59 minutes
7. 11 hours 59 minutes
8. 10 hours 59 minutes

### **May 18, 2021**

There were four (4) young adults in Phase 3; their out of cell times on this audit date were:

1. 10 hours 48 minutes
2. 11 hours 47 minutes
3. 12 hours
4. 10 hours

### **May 27, 2021**

There were three (3) young adults in Phase 3; their out of cell times on this audit date were:

1. 6 hours
2. 7 hours; young adult was transferred out of the Secure Unit on this audit date
3. 7 hours 59 minutes; young adult was transferred out of the unit on this audit date

## **§1-08(f) Access to Courts and Legal Services, including Law Library**

### Law Library Coordinator

A manual review of the Programs and Services Logbook, housing area logbook and Law Library Logbook, revealed that the Law Library Coordinator was in the unit to provide assistance on three (3) of the four (4) audit dates – May 6, 13, and 18, 2021. The Law Library Coordinator's time for these three (3) audit dates audited was in compliance with the provisions of the Board's Minimum Standards i.e., a minimum of two (2) hours. For the remaining (1) audit date, May 27, 2021, Law Library services were not provided in the Secure Unit due to an unscheduled absence by the Law Library Coordinator.

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

### May 6, 2021

There were twenty-one (21) young adults in the Secure Unit on this audit date. Of the twenty-one (21) young adults, three (3) young adults **chose to** request and were provided Law Library services on this audit date. The arrival and departure times for the Law Library Coordinator on this audit date were:

- Arrived 9:20 a.m. / Departed 4:05 p.m.

### May 13, 2021

There were eighteen (18) young adults in the Secure Unit on this audit date. Of the eighteen (18) young adults, three (3) young adults **chose to** request and were provided Law Library services on this audit date. The arrival and departure times for the Law Library Coordinator on this audit date were:

- Arrived 12:00 p.m. / Departed 6:05 p.m.

### May 18, 2021

There were thirteen (13) young adults in the Secure Unit on this audit date. Of the thirteen (13) young adults, two (2) young adults **chose to** request and were provided Law Library services on this audit date. The arrival and departure times for the Law Library Coordinator on this audit date were:

- Arrived 10:05 a.m. / Departed 6:06 p.m.

### May 27, 2021

There were twelve (12) young adults in the Secure Unit on this audit date. Law library services were not provided on this audit date due to the Law Library Coordinator's unscheduled absence.

### Kiosks and Typewriters

As noted above, the kiosks and typewriters were inspected on four (4) dates during the audit period – May 7, 14, 21, and 28, 2021. All Law Library services are afforded and fulfilled by the Legal Coordinators through request slips.

### Typewriters:

On the four (4) audit dates, May 7, 14, 21, and 28, 2021, all four (4) typewriters were operable.

### Kiosks:

On the four (4) audit dates, May 7, 14, 21, and 28, 2021, all four (4) kiosks were inoperable. According to the Director of Law Libraries, the kiosks can become inoperable due to prolonged inactivity. Legal Coordinators reactivate the kiosks' servers when possible.

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

### §1-06 – Recreation

All young adults in the Secure Unit are afforded a minimum of one (1) hour of recreation per day, seven (7) days per week in the outdoor recreation area, except in inclement weather when the indoor recreation area is used.

The audit reviewed recreational data for each of the four (4) dates – May 6, 13, 18, and 27, 2021 – to ascertain the total number of young adults that **chose to** participate in recreation.

On all four (4) audit dates – May 6, 13, 18, and 27, 2021 – recreation was afforded to all young adults in the Secure Unit.

#### May 6, 2021

There were twenty-one (21) young adults in the Secure Unit on this audit date. Please note the following:

- Three (3) young adults **chose not** to participate in afforded recreation.
- Eighteen (18) young adults' participation in afforded recreation could not be determined.

#### May 13, 2021

There were eighteen (18) young adults in the Secure Unit on this audit date. Please note the following:

- Seventeen (17) young adults **chose not** to participate in afforded recreation.
- One (1) young adult's participation in afforded recreation could not be determined.

#### May 18, 2021

There were thirteen (13) young adults in the Secure Unit on this audit date. Please note the following:

- Three (3) young adults **chose to** participate in afforded recreation.
- Seven (7) young adults **chose not** to participate in afforded recreation.
- Three (3) young adults' participation in afforded recreation could not be determined.

#### May 27, 2021

There were twelve (12) young adults in the Secure Unit on this audit date. Please note the following:

- Eight (8) young adults **chose to** participate in afforded recreation.
- Four (4) young adults **chose not** to participate in afforded recreation.

### § 1-02(c) (2) (Classification), Provision of Programming

In the Secure Unit, programming is afforded to young adults during their out of cell time based on the corresponding phase they are in within the unit they are housed. The out of cell time increases

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

incrementally from one phase to the next: ten (10) hours in Phase 1, to twelve (12) hours in Phase 2, to fourteen (14) hours in Phase 3. Young adults are offered programming through the availability of books and self-guided programming packets developed by community partners. The self-guided programming packets comprise a variety of activities, including interactive journaling books, anger management exercises, goal setting and coping skills, reading materials and worksheets, and creative arts activities. In-person programming through Individual Counseling, Structured Recreation, and Group Counseling are provided in addition to being available upon request to young adults in the Secure Unit. Social services are afforded by counselors, which can either be requested by a social service slip or during a counselor's tour when an inquiry is made that may be designated as social service. Social service includes the provision or referral of a support service, or case management-related engagement and discussion.

The audit revealed programming attendance data on each of the four (4) audit dates to ascertain the number of programming hours offered to each young adult and the number of hours each young adult **chose to** participate in programming. Programming participation hours are based on the number of hours each young adult **chose to** participate in programming.

The data reflects the young adults present in the housing area during programming on each audit date. Programming in the Secure Unit was afforded to all young adults on all four (4) audit dates – May 6, 13, 18, and 27, 2021.

#### May 6, 2021

There were twenty-one (21) young adults housed in the Secure Unit on this audit date. In-person programming was offered.

Quad A – There were six (6) young adults in this quad.

- ❖ Up to thirty-three (33) minutes of in-person programming were offered to the five (5) of the six (6) young adults in this quad.
  - One (1) young adult in Phase 2 was offered and **chose to** participate in five (5) minutes of in-person programming.
  - One (1) young adult in Phase 2 was offered and **chose to** participate in thirty-three (33) minutes of in-person programming.
  - One (1) young adult in Phase 3 was not offered in-person programming due to a security concern.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in twenty (20) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in eighteen (18) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in thirty (30) minutes of in-person programming.

Quad B – There were four (4) young adults in this quad.

- ❖ In-person programming was not offered to the four (4) young adults in this quad due to a security concern.

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

Quad C – There were six (6) young adults in this quad.

- ❖ In-person programming was not offered to the six (6) young adults in this quad due to a security concern.

Quad D– There were five (5) young adults in this quad.

- ❖ Ten (10) minutes of in-person programming were offered to two (2) of the five (5) young adults in this quad.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in ten (10) minutes of in-person programming.
  - One (1) young adult in Phase 2 was offered and **chose to** participate in ten (10) minutes of in-person programming.
  - The remaining three (3) young adults in this quad were not offered in-person programming due to a security concern.

### May 13, 2021

There were eighteen (18) young adults housed in the Secure Unit on this audit date. In-person programming was offered.

Quad A – There were five (5) young adults in this quad.

- ❖ Five (5) minutes of in-person programming were offered to the five (5) young adults in this quad.
  - Two (2) young adults in Phase 1 were offered and **chose to** participate in five (5) minutes of in-person programming.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in five (5) minutes of in-person programming.
  - Two (2) young adults, one in Phase 1 and the other in Phase 2, **chose not** to participate in in-person programming.

Quad B – There were three (3) young adults in this quad.

- ❖ Ten (10) minutes of in-person programming were offered to the three (3) young adults in this quad.
  - Two (2) young adults in Phase 3 were offered and **chose to** participate in ten (10) minutes of in-person programming.
  - One (1) young adult in Phase 3 **chose not** to participate in all afforded in-person programming.

Quad C – There were six (6) young adults in this quad.

- ❖ Five (5) minutes of in-person programming were offered to the six (6) young adults in this quad.
  - Two (2) young adults in Phase 1 were offered and **chose to** participate in five (5) minutes of in-person programming.

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

- One (1) young adult in Phase 3 was offered and **chose to** participate in five (5) minutes of in-person programming.
- Each of three (3) young adults in Phase 1 **chose not** to participate in all afforded in-person programming.

Quad D – There were four (4) young adults in this quad.

- ❖ Up to fifteen (15) minutes of in-person programming were offered to the four (4) young adults in this quad.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in five (5) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in fifteen (15) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in ten (10) minutes of in-person programming.
  - One (1) young adult in Phase 3 **chose not** to participate in all afforded in-person programming.

#### May 18, 2021

There were thirteen (13) young adults housed in the Secure Unit on this audit date. In-person programming were offered.

Quad A – There were three (3) young adults in this quad.

- ❖ Five (5) minutes of in-person programming were offered to the three (3) young adults in this quad.
  - One (1) young adult in Phase 1 was out to recreation during afforded in-person programming. Upon his return, he was offered and **chose to** participate in five (5) minutes of in-person programming.
  - One (1) young adult in Phase 2 was out to recreation during afforded in-person programming. Upon his return, he was offered and **chose to** participate in five (5) minutes of in-person programming.
  - One (1) young adult in Phase 1 was out to recreation during afforded in-person programming. In addition, he **chose not** to participate in all in-person programming.

Quad B – There were two (2) young adults in this quad.

- ❖ Up to two (2) hours and thirty (30) minutes of in-person programming were offered to the two (2) young adults in this quad.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in two (2) hours and thirty (30) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered two (2) hours of in-person programming. He **chose not** to participate in all afforded in-person programming.

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

Quad C – There were five (5) young adults in this quad.

- ❖ One (1) hour of in-person programming was offered to the five (5) young adults in this quad.
  - Two (2) young adults in Phase 1 were out to recreation during afforded in-person programming. Upon their return, they were offered one (1) hour of in-person programming but **chose not** to participate in all afforded in-person programming.
  - Two (2) young adults in Phase 3 were out to recreation during afforded in-person programming. Upon their return, they were offered one (1) hour of in-person programming but **chose not** to participate in all afforded in-person programming.
  - One (1) young adult in Phase 1 was out to recreation during afforded in-person programming. Upon his return, he was offered and **chose to** participate in one (1) hour of in-person programming.

Quad D – There were three (3) young adults in this quad.

- ❖ One (1) hour and thirty-five (35) minutes of in-person programming were offered to the three (3) young adults in this quad.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in one (1) hour and thirty-five (35) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in one (1) hour and thirty-five (35) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered one (1) hour and thirty-five (35) minutes of in-person programming. He **chose to** participate in thirty-five (35) minutes of in-person programming and **chose not** to participate in all remaining in-person programming.

#### May 27, 2021

There were twelve (12) young adults housed in the Secure Unit on this audit date.

Quad A – There were two (2) young adults in this quad. They were offered in-person programming.

- Two (2) young adults, one (1) young adult in Phase 1 and the other young adult in Phase 3, were out to recreation during afforded in-person programming. Upon their return, they **chose not** to participate in all afforded in-person programming.

Quad B – There were three (3) young adults in this quad.

- ❖ Up to twenty-nine (29) minutes of in-person programming were offered to the three (3) young adults in this quad.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in twenty-nine (29) minutes of in-person programming.

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

- Two (2) young adults in Phase 2 were offered and **chose to** participate in fifteen (15) minutes of in-person programming.

Quad C – There were four (4) young adults in this quad.

- ❖ Up to twenty-eight (28) minutes of in-person programming were offered to the four (4) young adults in this quad.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in twenty-eight (28) minutes of in-person programming.
  - One (1) young adult in Phase 3 was offered and **chose to** participate in eleven (11) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in fourteen (14) minutes of in-person programming.
  - One (1) young adult in Phase 3 **chose not** to participate in all afforded in-person programming.

Quad D – There were three (3) young adults in this quad.

- ❖ Up to eighteen (18) minutes of in-person programming were offered to the three (3) young adults in this quad.
  - One (1) young adult in Phase 1 **chose not** to participate in all afforded in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in eleven (11) minutes of in-person programming.
  - One (1) young adult in Phase 1 was offered and **chose to** participate in eighteen (18) minutes of in-person programming.

### Education

The NYC Department of Education offers educational services to all young adults in the Secure Unit. A young adult can enroll in educational services by completing and submitting the “Request for Educational Services” form upon admission. In addition, a young adult can enroll in educational services by completing the form in the Secure Unit. The NYC Department of Education began educational services on September 21, 2020 remotely to young adults who were enrolled in school. Each young adult was provided a tablet Monday through Friday from 9 a.m. to 2 p.m., with educational materials uploaded by the NYC Department of Education. Young adults were able to send messages and respond to messages with their teachers. In addition, a hotline number was established for young adults in the unit to speak with a teacher if they had any questions or needed support. As of December 14, 2020, the use of tablets to provide remote learning to young adults in the Secure Unit was suspended due to security concerns. Young adults in the unit were then provided educational learning packets instead of the tablets.

Educational learning packets were provided to all young adults who were enrolled in school on three (3) of the four (4) audit dates – May 6, 13, and 18, 2021.

## NYC Department of Correction Secure Unit Compliance Audit – May 2021

### May 6, 2021

There were twenty-one (21) young adults in the Secure Unit on this audit date. Of the twenty-one (21) young adults, thirteen (13) young adults were enrolled in school and each was offered an educational learning packet. Please note the following:

- Each of the thirteen (13) young adults was offered an educational learning packet but **chose not** to return a completed educational learning packet.

### May 13, 2021

There were eighteen (18) young adults in the Secure Unit on this audit date. Of the eighteen (18) young adults, eight (8) young adults were enrolled in school and each was offered an educational learning packet. Please note the following:

- Each of the eight (8) young adults was offered an educational learning packet but **chose not** to return a completed educational learning packet.

### May 18, 2021

There were thirteen (13) young adults in the Secure Unit on this audit date. Of the thirteen (13) young adults, six (6) young adults were enrolled in school and each was provided with an educational learning packet. Please note the following:

- Each of the six (6) young adults was offered an educational learning packet but **chose not** to return a completed educational learning packet.

### May 27, 2021

There were twelve (12) young adults in the Secure Unit on this audit date. Of the twelve (12) young adults, five (5) young adults were enrolled in school and were not offered educational learning packets due to an unscheduled absence by the education staff member.

### **Audit Recommendations**

Recommendations for the Secure Unit Audit Report are reported quarterly rather than monthly per an agreement with the Board of Correction. The Secure Unit Audit Report covering the month of February 2021 was the last Secure Unit Audit Report which indicated recommendations. A quarterly period has transpired since the last audit report with recommendations, and recommendations are therefore included in this audit report.

The following recommendations were indicated in the Secure Unit Audit Report covering the month of February 2021. The status of the Department's efforts to implement each of the recommendations listed below is indicated after each recommendation:

#### Lock-in/Lock-out

- The area supervisor shall review the housing area logbook on each tour, to determine whether all staff are consistently documenting the Phase 1, 2, and 3 lock-in and lock-out

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

times for all inmates. When deficiencies are identified, the designated supervisory staff person shall counsel the relevant custody staff person and instruct him or her to record all required information.

**Status of implementation:** The facility issued Memorandum 014/21, entitled 11B Housing Area and Lock-in/Lock-out Logbook- Secure Unit (11B), which requires:

- Staff assigned to the Secure Unit are to record the Lock-in and Lock-out times of all young adults in the housing area logbook in accordance with their Phase level.
- Supervisory staff shall regularly review the housing area logbook and Lock-in/Lock-out Logbook to determine whether staff are accurately recording the Lock-in and Lock-out times for all young adults and individual young adults. When deficiencies are found, supervisors shall instruct staff to correct the deficiency and record the required information.

#### Recreation

- Designated supervisory staff should regularly review the Special Housing Area Mandated Services Logbook and the housing area logbook to determine whether custody staff have recorded all required information, particularly the recreation commencement times and completion times. Supervisory staff shall ensure that custody staff are consistently and accurately recording recreation information in both the Special Housing Area Mandated Services Logbook and the housing area logbook. The recreation information in these two logbooks should not conflict with one another. When deficiencies are identified, the designated supervisory staff person shall counsel the relevant custody staff person and instruct him or her to record all required information in both logbooks.

**Status of implementation:** The facility issued Memorandum 013/21, entitled Mandated Services Logbook-Recreation/Secure Unit (11B), which requires:

- Staff shall include the times in the Mandated Services Logbook that recreation commenced and completed.
  - Staff shall record the following in the housing area logbook: the names of each young adult that participated in recreation, the times that recreation commenced and was completed, and/or was refused by a young adult.
  - Supervisory staff shall regularly review the Mandated Services Logbook and the housing area logbook to determine whether staff have accurately recorded all required information pertaining to recreation.
- Designated supervisory staff shall ensure that a recreation supervisor is available in the Secure Unit to ensure that young adults are provided with mandated recreation daily.

**Status of implementation:** The facility issued Memorandum 016/21, entitled Secure Unit Recreation (11B), which requires:

- The Tour Commander shall make every effort to ensure the Secure Unit Recreation Post is properly staffed. In the event of unforeseen circumstances regarding staffing the Secure Unit Recreation Post, the Main Building Recreation Supervisor or the Segregation Recreation Supervisor shall assist in ensuring that young adults in the Secure Unit are afforded recreation.

## NYC Department of Correction

### Secure Unit Compliance Audit – May 2021

The findings in the Secure Unit Audit Report covering May 2021 require the following three (3) recommendations:

#### Lock-in/Lock-out

- The area supervisor shall review the housing area logbook on each tour, to determine whether all staff are consistently documenting the Phase 1, 2, and 3 lock-in and lock-out times for all inmates. When deficiencies are identified, the designated supervisory staff person shall counsel the relevant custody staff person and instruct him or her to record all required information.

#### Recreation

- Designated supervisory staff should regularly review the Special Housing Area Mandated Services Logbook and the housing area logbook to determine whether custody staff have recorded all required information, particularly the recreation commencement times and completion times. Supervisory staff shall ensure that custody staff are consistently and accurately recording recreation information in both the Special Housing Area Mandated Services Logbook and the housing area logbook. The recreation information in these two logbooks should not conflict with one another. When deficiencies are identified, the designated supervisory staff person shall counsel the relevant custody staff person and instruct him or her to record all required information in both logbooks.

#### Law Library

- Law Library services were not afforded on May 27, 2021. The Director of Law Libraries, in conjunction with the facility administration, should ensure that designated staff are scheduled to provide Law Library services to young adults in the Secure Unit. In the case of staff absences, if possible, the Director of Law Libraries should assign other staff to provide Law Library coverage.