

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

December Monthly Report (Covering the period of November 1 – November 30, 2017)

- 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 ¹	Previous Placement in Secure, ESH, TRU, SCH
11/1/17	Assaults on staff and inmates, and serious or persistent violence	5/23/17 – UOF 10/31/17 – UOF 5/24/17 – UOF	Level 2	General Population	Level 2	TRU
11/7/17	Assaults on staff and inmates, possession of weapon, and serious or persistent violence	9/8/17 – UOF 11/2/17 – Possession of weapon 10/17/17 – UOF	Level 2	Secure	Level 2	TRU, SCH, Secure
11/17/17	Assaults on inmates, gang activity, possession of weapon, and serious or persistent violence	11/16/17 – Possession of weapon	Level 2	General Population	N/A	No
11/20/17	Assault causing serious injury to staff	7/12/17 – UOF 7/20/17 – UOF 8/27/17 – UOF 10/17/17 – UOF 11/10/17 – UOF	Level 1	General Population	N/A	TRU, SCH
11/24/17	Assault causing serious injury to staff	11/3/17 – UOF 11/23/17 – Serious injury to inmate 11/23/17 – UOF	Level 1	General Population	Level 1	Secure
11/24/17	Assault causing serious injury to staff	11/23/17 – UOF 11/23/17 – Serious injury to staff	Level 1	General Population	Level 1	No
11/29/17	Slashing	11/22/17 - Slashing	Level 1	General Population	Level 1	Secure

¹ Two (2) Young Adults were discharged from DOC custody and/or transferred from ESH prior to the Adjudication hearing.

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Entry Date	Placement Criteria	Incident Date(s) and Type(s)	Placement Phase	Previous Housing Category	Adjudication Result	Previous Placement in Secure, ESH, TRU, SCH
11/2/17	Assault on Staff; Assault on Inmate	10/31/17 – AOI 11/1/17 - AOS	Phase 1	TRU	Continued Placement	TRU, SCH
11/7/17	Assault on Staff, Security Reasons	10/1/17 - AOS 10/23/17 – AOS	Phase 1	ESH	Continued Placement	ESH, Secure, TRU, SCH
11/9/17	Assault on Staff, Security Reasons	6/23/17 - AOS 10/23/17 – AOS	Phase 1	ESH	Continued Placement	ESH, TRU
11/21/17	Assault on Staff; History of Persistent Violence	11/10/17 – AOS	Phase 1	ESH	Continued Placement	ESH, TRU, SCH
11/27/17	Multiple assaults on inmates	9/20/17 – AOI 10/6/17 – AOI 10/26/17 - AOI	Phase 1	TRU	Continued Placement	Secure, TRU, SCH

- 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
11/3/17	Discharged from Custody	330	Level 1	N/A
11/7/17	Discharged from Custody	50	Level 2	N/A
11/7/17	Transferred to Secure Unit due to security reasons	54	Level 2	Secure
11/9/17	Transferred to Secure Unit due to security reasons	7	Level 2	Secure
11/21/17	Transferred to Secure Unit due to security reasons	1	Level 1	Secure
11/22/17	Discharged from Custody	3	Level 2	N/A
11/24/17	Discharged from Custody	383	Level 1	N/A

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SECURE

Release Date	Release Reason	Total Days in Secure	Secure Phase Prior to Release	Housing Category After Release
11/7/17	Completed All 3 Phases	225	3	APU
11/7/17	Transferred to ESH due to AOS and possession of weapon while in Secure	180	3	ESH
11/20/17	Discharged from DOC Custody	11	1	N/A
11/27/17	Completed all 3 Phases	76	3	APU

- 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
11/16/17	Level 2	Level 1	Slashing
11/20/17	Level 1	Level 2	Review Recommendation

SECURE

Date of Movement	Phase Prior to Movement	Phase After Movement	Reason for Movement
11/14/17	Phase 2	Phase 3	Review Recommendation
11/24/17	Phase 1	Phase 2	Review Recommendation

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

ESH

Entry Unit	Level 1	Level 2	Level 3	Level 4	Overall
4.2	8.9	12.7	1.8	0	27.6

SECURE

Phase 1	Phase 2	Phase 3	Overall
4.5	0.67	2.9	8.07

- e. The total number of people entering ESH or Secure Unit to-date and the total number of entries to date. Minimum, maximum, median, and average length of stay in each phase/level and overall and in each phase/level and overall by release reason², and the time in-program minimum, maximum, median, and average on the last day of each month overall and by phase/level³.

	Total People Entered To-Date	Total Entries To-Date
ESH	111	121
Secure	48	54

Length of Stay in ESH ⁴ (days; N=67 for Entry – Level 3 and N=123 for Overall) ⁵					
	Entry Unit	Level 1	Level 2	Level 3	Overall
Average	33	40	56	28	106
Median	31	25	44	28	73
Minimum	2	1	0	28	1
Maximum	109	179	247	28	428

Length of Stay in Secure ² (days; N=46) ⁶				
	Phase 1	Phase 2	Phase 3	Overall
Average	45.46	34.25	40.95	84.11
Median	30.00	30.00	30.00	75.00
Minimum	1.00	7.00	5.00	1.00
Maximum	228.00	81.00	133.00	300.00

² For ESH, Overall Length of Stay by release reason is not available for this reporting period because the historical data needed for this data point is still being collected.

³ The min, max, median average LOS by phase/level by release reason and time in program min, max, median and average by phase/level are unable to be produced at this time. The Department will need approximately three months before it can begin to provide this data.

⁴ 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. Days are only added to each Young Adult's cumulative level total if the stay in a given level has concluded. For example, if at the time of reporting a Young Adult is currently on his 10th day in Level 1 after spending 30 days in ESH Entry, only the 30-day stay in the Entry Unit is included in the Young Adult's record, as the stay in Level 1 is active as of the reporting period close. Records are only included for Young Adults placed in ESH after March 1, 2017, upon the formalization of the Entry Unit.

⁵ The N value represents all ESH young adult records that were used in any of the LOS calculations. Due to the progressive introduction of ESH levels and the establishment of the ESH Entry Unit in March 2017, young adults placed in ESH prior to March 1, 2017 are only included for the calculation of Overall length of stay. These young adults are excluded from the Level-specific length of stay calculations.

⁶ The N value represents all Secure Unit young adult records that were used in any of the LOS calculations. The Department will attempt to break out N's for levels in subsequent reports. After a recent update to our tracking mechanism, the number of stays has been adjusted (reduced) to account for those individuals who were only temporarily removed from Secure for security or health reasons. Their returns are now reflected to be part of the original stay as opposed to an entirely new stay.

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Overall Length of Stay in Secure by Release Reason (days, N=46)				
	Completed All 3 Phases	Transferred to Another Unit for Security/Health	Discharged from DOC Custody	Adjudication Determination
Average	115.31	47.09	82.71	8
Median	101.5	14	73	8
Minimum	43	1	1	8
Maximum	225	180	300	8

Time in Program ^{7,8} (days)				
Housing Area	Average	Median	Minimum	Maximum
ESH (N=27)	208.83	112.50	2	266
Secure (N=8)	35.38	31	4	79

f. The number of young adults who met the criteria for an initial 28-day review (Secure), 30-day review (ESH) and 45-day review (ESH).

28-day Review (Secure)	30-day Review (ESH)	45-day Review (ESH)
7	1	16

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

28-day Review (Secure)	30-day Review (ESH) ⁹	45-day Review (ESH)
7	1	14 ¹⁰

⁷ Time in Program is calculated only for inmates who were still in the unit on 9/1/17. The records are only included for Young Adults placed in ESH after March 1, 2017, upon the formalization of the Entry Unit

⁸ The Department is unable to provide Time in Program by phase/level at this time. The Department plans to provide this data in the March 2018 report.

⁹ Pursuant to the November 14, 2017 variance: Young Adult ESH, Variance Condition #2, the Department dissolved the ESH Entry Unit and discontinued conducting 30-day assessments on November 16, 2017. The Department is currently revising its multi-disciplinary team review process for new young adult ESH admissions. Until implemented, young adults will receive 45-day reviews as required by the Minimum Standards.

¹⁰ One young adult who met the criteria for a review during the reporting period was discharged from DOC custody prior to having his review. During the transitional period following the adoption of new variance conditions and the dissolution of the ESH Entry unit, a young adult who met the criteria for a review in November received such review in December.

- ii. For each review, the individual’s level at the time of review, the level or housing type recommended, and the resulting placement. If the young adult did not advance to a less restrictive level, which exception was used to justify?

28-Day Reviews Recommending Advancement, Regression, or Release			
Secure Phase at Time of Review	New Secure Phase or Housing Type Recommended	Resulting Placement	If no advancement, why?
Phase 3	Release from Secure	Release from Secure	N/A
Phase 3	Phase 3	Phase 3	Credible intelligence that he may engage in additional violence in less restrictive phase
Phase 2	Phase 3	Phase 3	N/A
Phase 1	Phase 1	Phase 1	Disruptive, aggressive behavior
Phase 1	Phase 2	Phase 2	N/A
Phase 1	Phase 1	Phase 1	Disruptive, aggressive behavior
Phase 3	Release from Secure	Release from Secure	N/A

30-Day Reviews Recommending Advancement, Regression, or Release			
ESH Level at Time of Review	New ESH Level or Housing Type Recommended	Resulting Placement	If no advancement, why?
Entry Unit	Level 1	Level 1	Credible Intelligence he may engage in additional violence in less restrictive unit

45-Day Reviews Recommending Advancement, Regression, or Release			
ESH Level at Time of Review	New ESH Level or Housing Type Recommended	Resulting Placement	If no advancement, why?
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Violent Behavior
Level 1	Remain in Level 1	Level 1	Disruptive Behavior
Level 1	Remain in Level 1	Level 1	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 1	Remain in Level 1	Level 1	Disruptive Behavior
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 1	Move to Level 2	Level 2	N/A
Level 2	Remain in Level 2	Level 2	Disruptive Behavior
Level 3	Remain in Level 3	Level 3	Disruptive Behavior
Level 1	Remain in Level 1	Level 1	Disruptive Behavior

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- g. 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 Young Adult Programs	# of Sessions Offered	Average # of Participants per Session
Community Meeting	7	4.9
DBT (Dialectical Behavioral Therapy)	9	3.3
Individual One-on-One Sessions	21	3.5
Interactive Journaling	2	3.0
Interpersonal Skills	7	3.3
Leadership Development	6	3.2
Structured Recreation	6	2.8
Youth Communication	3	5.3
ICAN (Level 2)	13	0.5
Counseling (Level 2)	13	0.7
Counseling (Level 3 and 4)	6	0.2

Secure Programs	# of Sessions Offered	Average # of Participants per Session
Anger Management	22	2
Community Meeting	11	1.6
Creative Arts	9	2.3
Dialectical Behavior Therapy	15	1.9
Individual Counseling Sessions	19	1.9
Interactive Journaling	11	1.7
Interpersonal Skills	17	1.6
Leadership Development	13	1.9
Structured Recreation	29	2.4
Youth Communication	18	1.8

The Department is currently piloting a technological solution in order to be able to provide unique individual level data. The Department is aiming to train programming staff in the new technology in December 2017. Pending successful completion of this training, we hope to be able to share individualized programming data for January 2018 in the February 2018 report.

- h. 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

- i. 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	8	1	77
Monthly Rate	.29	.13	.16
Cumulative Count	51	8	1,397
Cumulative Rate	1.8	1.01	2.36

- j. 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	1
Monthly Rate	.04	0	0
Cumulative Count	11	0	49
Cumulative Rate	.32	0	.08

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- k. 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	0	0	5
Monthly Rate	0	0	.01
Cumulative Count	30	13	94
Cumulative Rate	.88	1.64	.16

- l. 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	119	63	798
Cumulative Rate	4.240	7.928	1.348