



**Commission of
Correction**

THOMAS A. BEILEIN
Chairman

THOMAS J. LOUGHREN
Commissioner

ALLEN RILEY
Commissioner

August 23, 2017

THE HONORABLE ANDREW CUOMO
Governor

THE HONORABLE JOHN FLANAGAN
Temporary President, Majority Leader and Coalition Leader

THE HONORABLE JEFFREY D. KLEIN
Majority Coalition Leader and Independent Democratic Conference Leader

THE HONORABLE CARL HEASTIE
Assembly Speaker

THE HONORABLE ANDREA STEWART-COUSINS
Democratic Conference Leader

THE HONORABLE BRIAN M. KOLB
Assembly Minority Leader

Governor and Members of the Legislature:

I am pleased to submit to you the New York State Commission of Correction Annual Report for the year **2016**.

The Commission continues to stand by its mission to provide a safe, stable and humane correctional system in New York State. Governor Andrew Cuomo's commitment to the improvement of the correctional system in New York and his support of corrections professionals throughout the state gives the Commission added leverage to further its mission.

The statutory mandate of the State Commission of Correction is a broad and multi-faceted one. The Commission has continuously carried out its mandate effectively and efficiently, and stands out in the correctional arena as an innovator and provider of quality services to New York State.

The Commission's commitment to the correctional community and the people of New York State will remain strong. The agency looks forward to continuing to serve the best interests of both.

Respectfully,

cc: Joseph J. Popcun
Assistant Deputy Secretary

Thomas A. Beilein
Chairman

HISTORY

The State Commission of Correction is the current-day embodiment of the New York State Commission of Prisons, which was established in July of 1895. The Commission of Prisons was meant to function as an autonomous body for the sole purpose of monitoring all detention and correctional facilities within the State.

While the State Commission of Correction essentially functioned in its original capacity for almost eighty years, in the 1970's, the Commission underwent a series of administrative and legal changes that significantly affected its mission in the correctional field.

As the State Commission of Correction's autonomy and mission were expanded and made more credible, the Governor and Legislature also restructured the agency's administration. A full-time, three-member Commission was established, appointed by the Governor with the advice and consent of the Senate. The Citizen's Policy and Complaint Review Council (CPCRC), consisting of nine gubernatorial appointed positions was also established, and the Medical Review Board was reorganized.

CORRECTIONAL OVERSIGHT LEGAL AUTHORITY

Correctional facilities in New York State operate pursuant to a body of carefully formulated constitutional and statutory law and regulations. The State Commission of Correction's legal authority is derived from the following:

- County Law, Article 5, Section 217: "Each county shall continue to maintain a county jail as prescribed by law."
- Correction Law, Article 6: Management of state correctional facilities.
- Correction Law, Article 20: Statutory provisions governing New York State penitentiaries and jails.
- Article XVII, Section 5 of the New York State Constitution provides that there shall be a State Commission of Correction, which shall visit and inspect all institutions used for the detention of sane adults charged with or convicted of crime.
- Correction Law, Article 3: establishes the Commission and its oversight and regulatory powers. Section 45(6) of the Correction Law provides for the State Commission of Correction to promulgate rules and regulations establishing minimum standards for the care, custody, correction, treatment, supervision, discipline, and other correctional programs for all persons confined in correctional facilities for adults and correctional facilities for juvenile offenders.
- Title 9, Subtitle AA of the Official Compilation of Codes, Rules and Regulations of the State of New York contains the minimum standards and regulations for the management of correctional facilities, as promulgated by the State Commission of Correction.

ORGANIZATIONAL AND STATUTORY AUTHORITY

The New York State Commission of Correction is an Executive Department correctional oversight and technical services agency first established in the New York State Constitution (Article XVII) in 1895. The Commission's services are delivered to all state and county correctional facilities, police department detention and facilities in New York City. Its organization, functions, powers and duties are set forth in New York State Correction Law, Article 3.

The Commission's duties include:

- advising the Governor on correctional policy;
- promulgation of rules and regulations establishing minimum standards for the care, custody, treatment, supervision, and discipline for all persons confined in correctional facilities;
- ensuring compliance with minimum standards;
- monitoring, adjusting, and enhancing prison and jail population capacity;
- reviewing all inmate grievances, complaints, and reportable incidents;
- overseeing new correctional facility development;
- providing staffing services;
- assisting in the implementation of new correctional technologies;
- review of inmate mortality;
- evaluation and development of health and mental health services; and
- overseeing secure juvenile centers operated by the NYS Office of Children and Family Services.

The Commission's mission is to provide for a safe, stable, and humane correctional system and for the delivery of essential services therein. The three deliberative members of the Commission are appointed by the Governor to statutory terms with the advice and consent of the New York State Senate. One commissioner serves as chair and chief executive officer. The other two commissioners are assigned to head the Medical Review Board and Citizen's Policy and Complaint Review Council respectively, members of which are also appointed to terms by the Governor.

The Commission is primarily a field services agency with 17 Correctional Facility Specialists in its Field Operations Bureau and Forensic Medical Unit. Legal, executive and support services complete the agency's present staff complement of 32. Commission field and forensic units are on occasion subject to reorganization based upon staffing level fluctuation and the continuous effort to maximize deployment efficiency.

In summary, the Commission is a small, specialized criminal justice service agency supporting the statewide correctional community, working on behalf of the Governor to professionalize and enhance the quality of corrections in New York.

MEDICAL REVIEW BOARD

The Medical Review Board (MRB) was established by the Legislature in 1972 to investigate deaths in correctional facilities within the state and to make recommendations for improving the delivery of health care to detainees and sentenced offenders.

Section 46 of the Correction Law provides for an organized Correction Medical Review Board within the State Commission of Correction. The Board must consist of two physicians who are board certified respectively in forensic pathology and forensic psychiatry, another physician, an attorney admitted to the New York Bar, and two at-large members, all appointed by the Governor to statutory terms with advice and consent of the Senate.

Section 47 of the Correction Law empowers the Board to:

“(1.) (a) Investigate and review the cause and circumstances of the death of any inmate of a correctional facility and,

(1.) (e) Investigate and report to the Commission on the condition of systems for the delivery of medical care to inmates of correctional facilities and where appropriate, recommend such changes as it shall deem necessary and proper to improve the quality and availability of such medical care.”

The Commission and the Medical Review Board pursue the following objectives:

- Conduct timely and thorough investigations of all mortality and serious incident cases in the correctional system;
- Develop and administer cost-effective plans, projects, and programs to address identified problems in the health care delivery of all correctional facilities; and
- Maintain continuous oversight of correctional health care trends by the substantive response to inmate health care grievances and review of Medical Review Board recommendations.

The Medical Review Board meets on a quarterly basis. The 2016 MRB members included:

Phyllis Harrison-Ross, M.D., Chairperson (deceased January 2017)
Michael Baden, M.D.
Allison Bishop, Esq
Marjorie Blieka, M.D
Scott S. Coyne, M.D
Bruce David, M.D.
Robert Kurtz, M.D.

CITIZEN'S POLICY AND COMPLAINT REVIEW COUNCIL

The Council was established by the Legislature to address the need for increased public participation in the oversight and regulation of local correctional facilities. Its mandate includes improving conditions in local correctional facilities, overseeing the inmate complaint and grievance process, and advising the Commission.

Section 42 of the Correction Law provides for a Citizen's Policy and Complaint Review Council. The Council is comprised of nine members appointed by the Governor with advice and consent of the Senate. The statute requires that one member shall have served in the armed forces of the United States in any foreign war, conflict or military occupation, or shall be a duly licensed mental health professional who has experience of training with regard to Post-Traumatic Stress Syndrome, an attorney admitted to practice in this state, a former inmate of a correctional facility, a former Office of Children and Family Services (OCFS) resident, and a former OCFS employee who has directly supervised youth in a secure residential center operated by OCFS.

The Citizen's Policy and Complaint Review Council (CPCRC) convenes monthly. The 2016 CPCRC members included:

Thomas Loughren, Chair
Charles Burkes
Hernan Carvente
Thomas Cross
Nicholas LaBella, Jr
Douglas Landon, Esq.
Donald Nadler
Julie Scalione
Martin Stanton

**FIELD OPERATIONS MANAGEMENT AND SUPERVISORY STAFF
2016**

RICHARD KINNEY
Director of Operations

TERRY MORAN
Deputy Director of Operations

WILLIAM BENJAMIN
Supervisor
Facility Planning and Improvement

CHRIS OST
Supervisor
Forensic Unit

DEBBIE CLARK
Field Supervisor

KEITH ZOBEL
Field Supervisor

STEVEN SAVOY
Field Supervisor

**FIELD OPERATIONS
MISSION DIRECTED PROGRAMS**

Facility Monitoring and Evaluations

Facility Reportable Incidents

Healthcare, Mental Health, and Suicide Prevention

Inmate Complaints and Grievances

Capacity Management, Staffing Services, Technical Assistance

Facilities Development and Operational Transition (NITAP)

Compliance Monitoring for the Handling and Processing of Juveniles
(Juvenile Justice Delinquency Prevention Act 2002)

Regulatory Oversight of Secure Facilities Operated by Office of Children and Family Services

BUREAU OF FIELD OPERATIONS

The Bureau of Field Operations has primary responsibility for performing the Commission's agency functions. Among them are local correctional facility compliance assessments, incident reviews and investigations, mortality investigations, inmate grievance and complaint reviews, facility planning and a variety of technical assistance.

The Bureau of Field Operations operates throughout the correctional systems of New York State. These systems include all state, county, and New York City correctional facilities, as well as local police department lockups and those secure facilities operated by the New York State Office of Children of Family Services. In 2015 the Bureau of Field Operations was organized into four distinct units: Hudson Lakes, Capital West, and Metro and Central. This organizational structure continued into 2016.

Assessment/Monitoring Field Work, Incidents, Complaints and Grievances

Field staff based in both Albany and New York City conducted on-site visits primarily to local correctional facilities and police lockups. This fieldwork included assessing the level of operational compliance with the Commission's minimum standards, monitoring unusual conditions (e.g. disturbances and unstable conditions), evaluating management practices, preparing comprehensive reports, and providing technical assistance to facility administrators, including state-operated correctional facilities. In the event that staff findings of non-compliance with minimum standards remain unresolved for an extended period, the Commission may seek recourse through other means, including the courts.

Facility Compliance Assessment: Minimum Standards Compliance Assessment

At the beginning of 2016, Commission field staff launched a four-year compliance auditing schedule. Over this period, staff will audit the level of compliance for each one of the thirty-three minimum standards at every county jail. Those standards identified as being essential to the jail's safe and secure operation (e.g. Security and Supervision, Sanitation and Inmate Grievances) will be assessed on a more frequent basis, in some cases every other year. Issues of non-compliance with a specific standard that cannot be satisfactorily resolved at the end of the calendar year are carried over to the next audit cycle, with continuing efforts towards resolution.

The Commission's current contingent of field staff is each assigned between eight to ten county jails. Each county facility is subject to a compliance assessment (audit) annually. Throughout the year staff may be responsible for a number of police lockups to audit, in addition to their county jail assignments. Field staff normally schedule at least one county facility assessment a month. The four-year schedule now in place identifies the ten to twelve standards subject to being assessed for each year. It typically requires five days to complete an audit at a small to medium-sized county jail. Audits of larger county jails can take up to eight days to complete.

On occasion, unanticipated events occur that require the redeployment of field staff to address emergency circumstances.

At the conclusion of their on-site compliance assessment work at a county jail, the assigned Commission staff member will schedule an exit briefing, preferably with the sheriff and

jail administrator. The purpose of this meeting is to present for discussion, an overview of their findings, including a preliminary explanation of any non-compliance findings.

Commission staff are then responsible for preparing a written report that details all findings and includes an explanation of the remedial action(s) necessary for the facility to attain compliance. Commission staff may schedule subsequent follow-up site visits as necessary over the balance of the year to assess the remedial steps implemented to date. Once a matter of non-compliance has been fully addressed by officials, the facility will be found in full compliance and the Commission will issue correspondence to the sheriff advising the county that the violation has been officially closed out.

Commission field staff periodically conduct unannounced site visits to facilities as well in order to conduct “walk-throughs.” Such action often provides an opportunity for Commission of Correction field staff to better assess a facility’s overall environment.

The following list represents the New York State Minimum Standards (9 NYCRR) pertaining to the management of county correctional facilities:

- | | |
|--|--|
| Part 7002, Admissions | Part 7024, Religion |
| Part 7003, Security and Supervision | Part 7025, Packages |
| Part 7004, Correspondence | Part 7026, Printed Materials and Publications |
| Part 7005, Prisoner Personal Hygiene | Part 7028, Exercise |
| Part 7006, Discipline | Part 7030, Nondiscriminatory Treatment |
| Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments | Part 7031, Legal Services |
| Part 7008, Visitation | Part 7032, Grievance Program |
| Part 7009, Food Services | Part 7033, Transfer of Records |
| Part 7010, Health Services | Part 7039, Fire Prevention and Safety |
| Part 7013, Classification | Part 7040, Maximum Facility Capacity |
| Part 7015, Sanitation | Part 7041, Staffing Requirements |
| Part 7016, Commissary and Inmate Accounts | Part 7050, Variances |
| Part 7017, Personnel Standards | Part 7051, Funeral and Deathbed Visits |
| Part 7019, Gifts and Gratuities | Part 7063, Chemical Agents |
| Part 7022, Reportable Incidents | Part 7064, Human Immunodeficiency Virus and AIDS-Related Information Confidentiality |
| Part 7023, Access to Media | Part 7070, Educational Services for Youth |

The following is a list of the all New York State county jails. After each facility listed are the specific standards that were assessed, or where follow-up assessment was conducted on site in 2016. Also listed are additional compliance activity performed, such issued notifications of violation and court directives issued. These actions are typically the result of significant and chronic non-compliance with a specific standard(s) over an extended period.

Albany County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment.
Complaint Inquiries

Allegany County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth (Assessment delayed)

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7008, Visitation

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Broome County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth (Assessment delayed)

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7013, Classification
Part 7041, Staffing

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Notice of Violation – Staffing (Second Year)
Escape Inquiry – Christopher Ellis
Abscondance Inquiry – James Brown

Cattaraugus County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

500-b Denial 1st – 2/25/16
500-b Approval 1st Occurrence – 5/5/16
500-b Approval 2nd Occurrence – 8/18/16
Legal Opinion – Jail Time Credit

Cayuga County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Chautauqua County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

None

Chemung County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7028, Exercise
Part 7013, Grievance
Part 7051, Funeral and Deathbed Visits

Other Compliance Activity:

None

Chenango County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

None

Clinton County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Service
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program

Other Compliance Activity:

Commission of Correction Directive Part 7032 Issued 2/21/16
Placement on Commission of Correction Jail Ban List Issued 3/28/16
Removal from Commission of Correction Jail Ban List Issued 6/22/16
Attempted Escape Inquiry – Pedro Hechavarria Tapia
Juvenile Justice Delinquency Prevention Act Compliance Assessment

Columbia County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Cortland County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

See NITAP

Revised Staffing Analysis (See Staffing Services)

Delaware County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7041, Staffing Requirements

Part 7003, Security and Supervision

Part 7008, Visitation

Part 7032, Grievance Program

Part 7063, Chemical Agents

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Double Celling Review

Dutchess County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7023, Access to Media

Additional Compliance Issues:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
See NITAP
Complaint Inquiry

Erie County Holding Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

No follow-up compliance activity

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Erie County Correctional Facility

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

No follow-up compliance activity

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Reportable Incident - Investigation Carl Miller

Essex County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7005, Prisoner Personal Hygiene
Part 7006, Discipline
Part 7022, Reportable Incidents
Part 7031, Legal Services
Part 7032, Grievances

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Franklin County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7006, Discipline
Part 7009, Food Services
Part 7024, Religion
Part 7026, Printed Materials and Publications
Part 7032, Grievance Program
Part 7039, Fire Prevention
Part 7040, Maximum Capacity
Part 7063, Chemical Agents

Other Compliance Activity:

Reportable Incident Inquiry

Fulton County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

None

Genesee County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reportable Incident Inquiry – Personnel-Inmate Sexual Offense

Greene County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Activity:

SCOC Directive Issued – 11/15/16 - Violation of NYS CL §§ 137, 500-k, 9 NYCRR §7003.1, §7006.2, §7009.2(a), §7009.2(b), §7013.3(a), §7030.1, 7032.1, 7032.3(a), 7032.3(b), 7032.4(a), 7032.4(d), 7032.4(i), 7032.4(k) 7032.5(b), 7032.7(a), 70327(b), 7032.8(b), 7032.10.

See NITAP

Maximum Facility Capacity (See Capacity Management)

Classification Inquiry

Hamilton County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Herkimer County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admissions

Part 7003, Security and Supervision

Part 7004, Correspondence

Other Compliance Activity:

See Facility Planning and Improvement

Jefferson County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Activity:

None

Lewis County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7008, Visitation
Part 7009, Food Services
Part 7032, Grievance Program
Part 7070, Educational Services for Youth

Other Activity:

500-b Approval 1st Occurrence – 11/16
See Facility Planning and Improvement

Livingston County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7009, Food Services
Part 7013, Classification

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Madison County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7009, Food Services
Part 7016, Commissary
Part 7030, Nondiscriminatory Treatment
Part 7031, Legal Services
Part 7039, Fire Prevention and Safety
Part 7051 Funeral and Deathbed Visits
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Other Activity:

See Facility Planning and Improvement
Investigation of Attempted Escape by Adrian Ward
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Monroe County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Complaint Inquiry
See Facility Planning and Improvement

Monroe County Correctional Facility

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Activity:

Complaint Inquiry

Montgomery County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Complaint Inquiry
See Facility Planning and Improvement

Nassau County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7032, Grievance Program

Other Compliance Activity:

Reportable Incident Inquiry

Notification of Violation Part 7022

See Facility Planning and Improvement

Complaint Inquiries

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Suspected Escape Facility Intervention Inquiry

Niagara County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Revised Staffing Analysis (See Staffing Services)

Oneida County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admissions

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Inmate Escape Investigation – Scott Hence

Onondaga Justice Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Constant Supervision Reduction POD 5C
See Facility Planning and Improvement

Onondaga County Penitentiary

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Maximum Facility Capacity Reformulation (See Capacity Management)

Ontario County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Revised Staffing Analysis (See Staffing Services)
See Facility Planning and Improvement
Complaint Inquiries
500-b Approval 1st Occurrence 1/15/16
500-b Approval 2nd Occurrence 2/11/16
500-b Approval 3rd Occurrence 3/4/16

Orange County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7016, Commissary

Other Compliance Activity:

Complaint Inquiries

Orleans County Jail

Compliance assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7008, Visitation
Part 7026, Printed Materials and Publications
Part 7041, Staffing

Other Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Oswego County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7013, Classification
Part 7016, Commissary
Part 7040, Maximum Facility Capacity
Part 7041, Staffing Requirements

Other Compliance Activity:

Investigation of Escape - Elizabeth Wood
See Facility Planning and Improvement

Otsego County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7009, Food Services

Part 7028, Exercise

Other Compliance Activity:

Reformulation Maximum Facility Capacity (See Capacity Management)

See Facility Planning and Improvement

Putnam County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Complaint Inquiries

Rensselaer County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment
Reformulation Maximum Facility Capacity (See Capacity Management)

Rockland County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment – CSD Lockup
See Facility Planning and Improvement
Constant Watch Conversion

St. Lawrence County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admissions
Part 7003, Security and Supervision
Part 7004, Correspondence
Part 7006, Discipline
Part 7013, Classification
Part 7016, Commissary
Part 7023, Access to Media
Part 7025, Packages
Part 7039, Fire Prevention and Safety
Part 7070, Educational Services to Youth

Other Compliance Activity:

Notice of Violation – NYS CL 500-b, 500-c, 9 NYCRR 7013.8, 7006.4
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Saratoga County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

See Facility Planning and Improvement

Schenectady County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

None

Schoharie County Jail

Compliance Assessment conducted for the following:

None

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

See NITAP

Schuyler County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Seneca County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admissions

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7009, Food Services

Part 7031, Legal Services

Part 7016, Commissary, Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Steuben County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Other Compliance Activity:

500-b Approval 1st Occurrence 6/21/16

500-b Approval 2nd Occurrence 7/4/16

Suffolk County Jail (Riverhead & Yaphank)

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Complaint Inquiries

Reformulated Facility Maximum Capacity- Yaphank (See Capacity Management)

Juvenile Justice and Delinquency Prevention Act Compliance Assessment - Riverhead

See NITAP

Sullivan County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7008, Visitation

Part 7032, Grievance Program

Part 7070, Educational Services for Youth

Other Compliance Activity:

See NITAP

Tioga County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Tompkins County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7032, Grievance Program

Part 7063, Chemical Agents

Other Compliance Activity:

See Facility Planning and Improvement

Reformulated Maximum Facility Capacity (See Capacity Management)

Ulster County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

See Construction

Warren County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7016, Commissary

Other Compliance Activity:

See Facility Planning and Improvement

Washington County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services

Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7008, Visitation None
Part 7009, Food Services
Part 7015, Sanitation
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Other Activity:

See Facility Planning and Improvement

Wayne County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

See Facility Planning and Improvement

Westchester DOC/Westchester Jail, Penitentiary, and Annex

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admission
Part 7003, Security and Supervision None
Part 7013, Classification
Part 7022, Reportable Incidents
Part 7028, Exercise
Part 7031, Legal Services

Other Compliance Activity:

Revised Staffing Analysis (See Staffing Services)
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Wyoming County Jail Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents
Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

Part 7002, Admissions
Part 7003, Security and Supervision None
Part 7006, Discipline
Part 7009, Food Services
Part 7026, Printed Materials and Publications

Other Compliance Activity:

See Facility Planning and Improvement

Yates County Jail

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Part 7070, Educational Services for Youth

Follow-up compliance status assessment conducted for the following:

None

Other Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)
See Facility Planning and Improvement

New York City Department of Correction

Anna M. Kross Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7009, Food Services

Part 7015, Sanitation None

Part 7040, Maximum Facility Capacity

Other Compliance Activity:

Directive Issued 9 NYCRR §§7003.3(a), 7003.3(f), 7003.3(f)

Brooklyn House of Detention

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Eric M. Taylor Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

See Facility Planning and Improvement
Reformulation of Maximum Facility Capacity (See Capacity Management)

George Motchan Detention Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision
Part 7009, Food Services

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)
Juvenile Justice and Delinquency Prevention Act Compliance Assessment
See Facility Planning and Improvement

George R. Vierno Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Part 7009, Food Services

Part 7015, Sanitation

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)

See Facility Planning and Improvement

Manhattan Detention Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)

See Facility Planning and Improvement

North Infirmery Command

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil

Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:
None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)
Juvenile Justice and Delinquency Prevention Act Compliance Assessment
See Facility Planning and Improvement

Otis Bantum Correctional Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil
Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program
Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:
None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)
Juvenile Justice and Delinquency Prevention Act Compliance Assessment
See Facility Planning and Improvement

Robert N. Davoren Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision
Part 7006, Discipline
Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil
Commitments
Part 7008, Visitation
Part 7009, Food Services
Part 7015, Sanitation
Part 7030, Nondiscriminatory Treatment
Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

Part 7003, Security and Supervision

Other Compliance Activity:

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

See Facility Planning and Improvement

Rose M. Singer Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)

See Facility Planning and Improvement

Vernon C. Bain Center

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)

West Facility

Compliance Assessment conducted for the following:

Part 7003, Security and Supervision

Part 7006, Discipline

Part 7007, Good Behavior Allowances Against Definite Sentences and Certain Civil Commitments

Part 7008, Visitation

Part 7009, Food Services

Part 7015, Sanitation

Part 7030, Nondiscriminatory Treatment

Part 7032, Grievance Program

Part 7063, Chemical Agents

Follow-up compliance status assessment conducted for the following:

None

Other Compliance Activity:

Reformulation of Maximum Facility Capacity (See Capacity Management)

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

See Facility Planning and Improvement

NEW YORK STATE OFFICE of CHILDREN AND FAMILY SERVICES

The following is a list of the all New York State Office of Children and Family Services Secure Centers. After each facility listed are the specific standards that were assessed, or where follow-up assessment was conducted onsite in 2016. Also listed are additional compliance activity performed such issued notifications of violation and court directives issued.

Brookwood Secure

Compliance Assessment conducted for the following:

Part 7402, Classification

Part 7403, Admissions

Part 7404, Security and Supervision

Part 7405, Discipline

Part 7419, Personal Hygiene

Follow-up compliance status assessment conducted for the following:

None

Follow-up compliance status assessment conducted for the following:

Reportable Incident Inquiry

Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Columbia Girls

Compliance Assessment conducted for the following:

Part 7402, Classification

Part 7403, Admissions

Part 7404, Security and Supervision

Part 7405, Discipline

Part 7419, Personal Hygiene

Follow-up compliance status assessment conducted for the following:
None

Follow-up compliance status assessment conducted for the following:
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

Goshen Secure

Compliance Assessment conducted for the following:

Part 7402, Classification
Part 7403, Admissions
Part 7404, Security and Supervision
Part 7405, Discipline
Part 7419, Personal Hygiene

Follow-up compliance status assessment conducted for the following:
None

Follow-up compliance status assessment conducted for the following:
Juvenile Justice and Delinquency Prevention Act Compliance Assessment

MacCormick Secure

Compliance Assessment conducted for the following:

Part 7402, Classification
Part 7403, Admissions
Part 7404, Security and Supervision
Part 7405, Discipline
Part 7419, Personal Hygiene

Follow-up compliance status assessment conducted for the following:
None

Follow-up compliance status assessment conducted for the following:
Juvenile Justice and Delinquency Prevention Act Compliance Assessment
See Facility Planning and Improvement

COUNTY JAIL AND NEW YORK CITY DOC FACILITY REPORTABLE INCIDENTS

In fulfilling its oversight and regulatory responsibilities, the Commission requires that all local correctional facilities report incidents that endanger inmates or staff or disrupt facility operations. In 2016 the Commission received 4,458 Reportable Incidents from county jails and 9,705 from NYC DOC according to the Commission's list of mandatory categories. Incidents are reported on a 24-hour basis. Every incident report is reported by the facility, to the Commission, via the eJusticeNY Integrated Justice Portal. These reports are then reviewed by a Correctional Facility Specialist or Senior Utilization Review Nurse to determine whether any further inquiry is necessary and if on-site follow-up is appropriate.

COUNTY JAIL REPORTABLE INCIDENTS 2016

CATEGORY	# INCIDENTS
Individual Inmate Disturbance	1,063
Hospital Admission of Inmate	1,041
Inmate-Introduced Contraband	624
Inmate/Inmate Assault	414
Minor Disturbance	359
Release of Hospitalized Inmate From Custody	153
Inmate/Personnel Assault	145
Inmate Attempted Suicide	143
Inmate Self-Inflicted Injury	129
Unknown Source-Introduced Contraband	97
Visitor-Introduced Contraband	73
Inmate Accidental Injury	69
Inmate Group Assault/Gang Assault	24
Major Maintenance/Service Disruption	20
Major Disturbance	13
Personnel Accidental Injury	9
Attempted Escape	6
Erroneous Releases	6
Cap/Ret to custody of an abs or erroneous release	4
Fire/Non-arson	4
Personnel Death	4

CATEGORY	# INCIDENTS
Personnel-Introduced Contraband	4
Capture/Return to custody of escaped inmate	3
Escape/County Supervision	3
Arrest of Staff	2
Discharge of Firearm	2
Personnel/Inmate Assault	2
Abscondence	1
Fire/Unknown Source	1
Newborn/Infant Death	1
Total	4,458

**NYC DEPARTMENT OF CORRECTION REPORTABLE INCIDENTS
2016**

CATEGORY	# INCIDENTS
Inmate/Inmate Assault	1,333
Inmate/Personnel Assault	1,263
Individual Inmate Disturbance	1,198
Minor Disturbance	321
Inmate-Introduced Contraband	266
Unknown Source-Introduced Contraband	251
Personnel/Inmate Assault	246
Visitor-Introduced Contraband	187
Inmate Group Assault/Gang Assault	43
Inmate Accidental Injury	31
Major Disturbance	25
Inmate Self-Inflicted Injury	16
Personnel Accidental Injury	12
Personnel-Introduced Contraband	9
Visitor Assault	7
Inmate Group Action	6
Personnel Death	5
Attempted Escape	4
Arrest of Staff	3
Erroneous Releases	3

CATEGORY	# INCIDENTS
Fire/Arson	3
Hospital Admission of Inmate	3
Inmate Attempted Suicide	3
Discharge of Firearm	2
Major Maintenance/Service Disruption	2
Capture/Ret to custody of an abscondence or erroneous release	1
Capture/Return to custody of escaped inmate	1
Fire/Non-arson	1
Inmate/Visitor Assault	1
Personnel Group Action	1
Total	9,705

OFFICE OF CHILDREN and FAMILY SERVICES' REPORTABLE INCIDENTS

Pursuant to New York State Correction Law, §45 [6-b] and 47 [2], the five (5) secure centers operated by the New York State Office of Children and Family Services (OCFS) are required to report to the State Commission of Correction all incidents deemed to be of a serious or potentially problematic nature. Reports are received by Commission staff twenty-four hours a day, seven days a week. Every incident report is reported by OCFS, to the Commission, via the eJusticeNY Integrated Justice Portal. These reports are then reviewed by a Correctional Facility Specialist or Senior Utilization Review Nurse to determine if any further inquiry is necessary and if on-site follow-up is appropriate.

The table below lists both the categories, as defined by SCOC, and the total incidents reported. Following the initial review, the Commission then determines if additional information should be gathered or if the incident merits an on-site investigation. Both major and sub-categories are considered when determining the appropriate follow-up action by Commission staff.

OCFS REPORTABLE INCIDENTS 2016

CATEGORY	Total
Individual Resident Disturbance	225
Resident/Staff Assault	144
Resident/Resident Assault	46
Contraband Other	24
Contraband Controlled Substance	8
Contraband Dangerous Weapon	7
Minor Disturbance	7
Resident Self-Inflicted Injury	6
Major Maintenance/Service Disruption	4
Staff/Resident Assault	3
Resident Group Action	2
Resident Serious Accidental Injury	2
Resident/Resident Sexual Abuse/Assault	2
Attempted Escape	1
Erroneous Releases	1
Fire/Unknown Source	1
Major Disturbance	1
Resident/Staff Sexual Abuse/Assault	1
Staff/Resident Sexual Abuse/Assault	1
* OCFS began reporting data on 10/1/16.	Total Categories 486 Total Incidents 363

LOCAL POLICE REPORTABLE INCIDENTS

Pursuant to Correction Law, §45[6], local police departments operating lockups are required to report to the Commission those incidents deemed to be of an unusual nature which may endanger detainees, law enforcement staff, or otherwise disrupt facility operations. In 2016, the Commission received 703 categories and a total of 701 reported incidents from local police agencies. Reportable incidents are received on a 24-hour basis. Every incident report is reported by the facility, to the Commission, via the eJusticeNY Integrated Justice Portal. These reports are then reviewed by a Correctional Facility Specialist or Senior Utilization Review Nurse to determine whether any further inquiry is necessary and if on-site follow-up is appropriate.

Every incident report is reviewed by a Correctional Facility Specialist or Senior Utilization Review Nurse, assigned a tracking number and electronically logged. Based upon the initial review, it is then determined if additional inquiry, technical assistance, or an on-site investigation is necessary.

LOCAL POLICE REPORTABLE INCIDENTS 2016

Inmate Injury/illness requiring hospitalization	643
Disturbance	55
Natural Emergency	4
Civil Emergency	1
	Total Categories 703
	Total Incidents 701

STATE AND LOCAL COMPLAINTS

Complaints from inmates, their families, advocates, elected officials, and other state and local agencies are received by the Commission on a daily basis. When complaints are received, they are classified and electronically logged. Many complaints from county jail inmates can be addressed through the facility grievance process. Such complaints are typically returned to the sender, advising them to file a grievance in accordance with the facility grievance program. Those retained are referred to a Correctional Facility Specialist Senior Utilization Review Nurse for response. Health complaints are referred directly to the Commission's Forensic Medical Unit for review and follow-up when appropriate. An electronic query of the complaints received from a particular facility is generated by field staff as part of their preparation for future site visits.

Beginning in 1984, the Commission developed a procedure for the centralized compilation of inmate complaints from state and local facilities. This procedure breaks down complaints into discrete categories, and allows Correctional Facility Specialists to address specific problems and trends in a systematic fashion. Inmates often report multiple issues within a single piece of correspondence. In 2016, the Commission received 5756 categories of complaints from state and local inmates or their advocates. The numbers below reflect the

breakdown of those complaint categories.

STATE AND LOCAL COMPLAINTS FOR 2016

Table	State Complaints		Local Complaints
Category	Total	Category	Total
Access To Legal Counsel	8	Access To Legal Counsel	17
Administrative Segregation	4	Administrative Segregation	14
Classification	22	Admissions	5
Commissary	15	Bail/Release	1
Correspondence	72	Chemical Agents	2
Court Issues	1	Classification	25
Dental Treatment	17	Commissary	27
Discipline	179	Correspondence	44
Discriminatory Treatment	18	Dental Treatment	7
Double Bunking	1	Discipline	95
Double Celling	6	Discriminatory Treatment	19
Drug, Alcohol, Rehabilitation Programs	49	Double Celling	1
Education Programs	2	Drug, Alcohol, Rehabilitation Programs	17
Facility Transfer	118	Education Programs	6
FOIL	10	Facility Transfer	7
Food Services	56	FOIL	2
Funeral and Deathbed	1	Food Services	73
Good Behavior Allowance	3	Good Behavior Allowance	1
Grievance Program	99	Grievance Program	193
Housing Unit Procedures	2	Indoor Exercise	2
Inmate Fears for Safety	719	Inmate Fears for Safety	116
Inmate on Inmate Harassment	30	Inmate on Inmate Harassment	4
Inmate on Inmate Physical Assault	44	Inmate on Inmate Physical Assault	17
Inmate on Inmate Sexual Abuse	13	Inmate on Inmate Sexual Abuse	3
Inmate on Inmate Sexual Harassment	16	Inmate on Inmate Sexual Harassment	3
Inmate Personal Hygiene	31	Inmate Personal Hygiene	39
Inmate Records	1	Inmate Self Harm	12
Inmate Self Harm	14	Inmate Work Program	4
Inmate Work Program	16	Laundry	7
Laundry	2	Law Library	66
Law Library	16	Loss of Personal Property/Claims	13
Loss Personal Property/Claims	39	Medical Diets	2
Medical Diets	6	Medical Personnel Misconduct	4
Medical Personnel Misconduct	9	Medical Treatment	211
Medical Treatment	326	Medication	42
Medication	38	Mental Health Treatment	31

Table	State Complaints		Local Complaints
Category	Total	Category	Total
Notary Services	2	Outdoor Exercise	24
Outdoor Exercise	18	Package	1
Package	44	Parole	36
Parole	33	Personnel on Inmate Harassment	71
Personnel on Inmate Harassment	283	Personnel/Inmate Physical Assault	96
Personnel on Inmate Physical Assault	258	Personnel on Inmate Sexual Abuse	22
Personnel on Inmate Sexual Abuse	119	Personnel on Inmate Sexual Harassment	50
Personnel on Inmate Sexual Harassment	143	Physical Plant	41
Physical Plant	30	Probation	1
Religion	16	Religion	25
Sanitation	3	Sanitation	25
Searches	28	Searches	31
Special Housing Unit Procedures	6	Special Housing Unit Procedures	4
Staff Misconduct	382	Staff Misconduct	155
Telephone	10	Telephone	18
Temporary Release Program	2	Too Vague To Classify	7
Too Vague To Classify	9	Visitation	60
Visitation	38		
Work Release	2		
Total Categories	3769	Total Categories	1987

COUNTY GRIEVANCES

According to the Commission’s Minimum Standards, 9 NYCRR Part 7032, each county jail is required to establish, implement, and maintain a formal inmate grievance program. This program allows inmates a process at the facility level to address their complaints regarding written or unwritten facility policies, procedures, rules, practices, programs, or the action or inaction of any person within the facility. If a grievance is denied at the facility level, inmates have the option to appeal that disposition to the Commission within a specified time frame. Appeals are forwarded to the Commission for review and disposition by the Citizen’s Policy and Complaint Review Council (CPCRC).

During 2016, the Commission received 3844 categories of grievances from local inmates (See Table). When grievances are appealed to the Commission, they are reviewed, categorized, and electronically filed. Grievances are forwarded to the Correctional Facility Specialist assigned to the sending facility. Grievances that pertain to health care matters are forwarded directly to the Forensic Medical Unit for processing. Grievances are thoroughly reviewed and researched by the Correctional Facility Specialist/Senior Utilization Review Nurse, the Deputy Director of Operations, and the Commission’s Office of Counsel. Grievances are then presented to the CPCRC for final disposition. Both the inmate/grievant and facility officials receive a written decision from the CPCRC for each grievance received. As with complaints, field staff produces a report from the grievance database that provides them with the total number of grievances by category prior to a scheduled county jail site visit.

County Facility Grievances for 2016

Miscellaneous	626
Medical Treatment	541
Food Services	304
Legal Services	246
Discipline	226
Medication	174
Grievance Program	169
Prisoner Personal Hygiene	166
Personnel Standards	139
Religion	117
Correspondence	114
Exercise	95
Commissary	90
Visitation	83
Mental Health Treatment	78
Physical Plant	78
Discrimination	74
Security And Supervision	74
Searches	69
Sanitation	65
Classification	60

Telephone	53
Medical Personnel Misconduct	33
Medical Diets	27
Dental Treatment	26
Packages	19
Admissions	15
Inmate Labor	15
Printed Materials And Publications	15
Educational Services For Youth	7
Maximum Facility Capacity	7
Medical Access to Services	6
Access To Media	5
Disability Accommodations(ADA)	5
Programs And Counseling	5
Funeral And Deathbed Visits	4
Staffing Requirements	4
Not Under SCOC Purview	3
Too Vague To Classify	3
Fire Prevention And Safety	2
Good Behavior Allowance	1
Substitute Jail Orders	1
Total Categories	3844

NYS MINIMUM STANDARDS COMPLIANCE MONITORING - 9 NYCRR, PARTS 7500-7512 JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT (JJDP)

The Commission’s Field Operations Bureau is responsible for monitoring New York State’s compliance with the Juvenile Justice and Delinquency Prevention Act (JJDP). Where possible, this work is paired with the Commission’s auditing of local police lockups to determine compliance with the New York State Minimum Standards for City Jails, Town and Village Lockups, Parts 7500-7512. In 2016, compliance of the JJDP and Parts 7500-7512 for New York City and upstate were conducted at the following facilities:

Police Department Lockups 2016

FIRST QUARTER
NORTH TONAWANDA
TONAWANDA CITY
TONAWANDA TOWN
OGDEN
MEDINA
LAKE PLACID
Nassau County PD 3rd PCT Roosevelt Mall
Nassau County PD 5th PCT Green Acres Mall
Nassau County PD Central Testing Bureau
Nassau County PD Court Liaison
Nassau County PD Crimes Against Property
Nassau County PD Homicide Squad
Nassau County PD Narcotics/Vice Squad
Nassau County PD PCT 3 Substation Source Mall
Nassau County PD Traffic Court
Nassau County Police Headquarters
Nassau PD 1st PCT
Nassau PD 1st Squad - same bldg. As 1st PCT
Nassau PD 2nd PCT
Nassau PD 2nd PCT Policing Center
Nassau PD 2nd Squad - same bldg. as 2nd PCT
Nassau PD 3rd PCT
Nassau PD 3rd PCT Policing Center
Nassau PD 3rd Squad - same bldg. as 3rd PCT
Nassau PD 4th PCT
Nassau PD 4th Squad - same bldg. as 4th PCT
Nassau PD 5th PCT
Nassau PD 5th Squad - same bldg. as 5th PCT
Nassau PD 7th PCT
Nassau PD 7th Squad - same bldg. as 7th PCT
PLATTSBURGH
NYPD PCT 67
NYPD PCT 71

WASHINGTONVILLE
WOODBURY
GREENWOOD LAKE
PORT JERVIS
LIBERTY
MONTICELLO
MIDDLETOWN
DEWITT TOWN
LITTLE FALLS
ROME
UTICA
DOLGEVILLE
NYPD PCT 76
NYPD PCT 88
NYPD PCT 61
NYPD PCT 70
FISHKILL TOWN
POUGHKEEPSIE CITY
PLEASANTVILLE
TUCKAHOE
OSSINING VILLAGE
BRONXVILLE
TARRYTOWN
SECOND QUARTER
BEACON
GLENVILLE
ROTTERDAM
COHOES
WATERVLIET
RYE
NYPD PCT 62
NYPD PCT 78
ONEONTA
WAVERLY
CORNING
WELLSVILLE
CANTON VILLAGE
JAMESTOWN
OLEAN
WATERTOWN
HORNELL
MASSENA
POTSDAM
ONEIDA CITY
THIRD QUARTER
WEBSTER

BROCKPORT
GATES
GREECE
IRONDEQUOIT
SENECA CSD LAW ENFORCEMENT CENTER
EAST ROCHESTER
LOCKPORT
NYPD PCT 114
NYPD PCT 115
HERKIMER VILLAGE
NYPD PCT 122
NYPD PCT 123
NYPD PCT 73
NYPD PCT 90
BATH
BEDFORD
HEMPSTEAD ARMORY SUB
HEMPSTEAD HEADQUARTERS
NORTH CASTLE
DANSVILLE
PELHAM VILLAGE
RIVERHEAD TOWN
SOUTHOLD
WHITE PLAINS
DUNKIRK
EAST HAMPTON MAIN STATION
EAST HAMPTON VILLAGE
EASTON HAMPTON Pantigo Rd. Substation
FREDONIA
WESTCHESTER COUNTY PD MOUNT KISKO
WESTCHESTER COUNTY PD NORTH
WESTCHESTER COUNTY PD SAWMILL
QUOGUE VILLAGE
SOUTHAMPTON TOWN
WESTFIELD
YONKERS
YONKERS DETECTIVE SQUAD
LONG BEACH
NYPD PCT 109
NYPD PCT 111
NYPD PCT 63
NYPD PCT 68
SUFFOLK CSD DOMESTIC VIOLENCE BUREAU
SUFFOLK CSD ENFORCEMENT BUREAU
SUFFOLK CSD RIVERHEAD LOCKUP
FOURTH QUARTER
NYPD PCT 100

NYPD PCT 101
NYPD CITI FIELD
NYPD PCT 94
NYPD QUEENS DA SQUAD
NYPD PCT 121
NYPD PCT 75
NYPD PCT 66
NYPD PCT 72
NYCTP DISTRICT 1
NYPD BROOKLYN Courts
NYPD PCT 69
BRIGHTON
FAIRPORT
NYPD PCT 120
NYPD Staten Island DA SQUAD (Richmond)
CLARKSTOWN
YORKTOWN
CORNWALL
WALLKILL
CRAWFORD
KINGSTON
NEW WINDSOR
HUDSON FALLS
TROY

New York State Family Courts

Compliance with the Juvenile Justice and Delinquency Prevention Act was assessed at the following Family Court Facilities in 2016:

Albany County Family Courts
Allegany County Family Courts
Cattaraugus County Family Court
Columbia County Family Courts
Erie County Family Courts
Genesee County Family Courts
Green County Family Courts
Niagara County Family Courts
New York City Family Courts
- Bronx
- New York
- Queens
- Richmond
Orleans County Family Courts
Rensselaer County Family Courts
Schoharie County Family Courts
Sullivan County Family Courts
Ulster County Family Court
Wyoming County Family Court

CAPACITY MANAGEMENT

At the end of 2016, there were approximately 87,858 persons incarcerated within New York State's prisons, local county jails, and the New York City Department of Correction (NYCDOC). As a result, inmate capacity management within various facilities can be problematic due to overcrowding. The Commission continually monitors the capacities of these facilities via a daily electronic population reporting system for county facilities, and via facsimile for New York City and state prisons. The latter is also utilized to monitor the census of all county-sentenced inmates scheduled for transfer to a state facility. In 2016, SCOC revised the Maximum Facility Capacity ratings at the following facilities:

- Tompkins County Jail
- Greene County Jail
- Suffolk County Yaphank Correctional Facility
- Onondaga County Penitentiary
- Otsego County Jail
- Rensselaer County Jail
- Yates County Jail
- New York City Department of Correction
 - Anna M. Kross Center
 - Brooklyn House of Detention
 - Eric M. Taylor Center (EMTC)
 - George Motchan Detention Center (GMDC)
 - George R. Vierno Center - NYC DOC
 - Manhattan Detention Center
 - North Infirmary Command (NIC)
 - Rose M. Singer Center (RMSC)
 - Vernon C. Bain Center
 - West Facility

STAFFING SERVICES

Commission Minimum Standards, 9 NYCRR Part 7041, Staffing Requirements, provide that the Commission shall determine the minimum number of staff necessary to operate each correctional facility in New York. Upstate county jails and New York City correctional facilities are unique institutions with wide variation in size, age, and configuration. Each must be staffed in a cost-effective manner that provides for adequate levels of inmate supervision and for staff and public safety. The Commission provides the correctional staffing services for all county correctional facilities. Commission staffing specialists travel to facilities upon either the request of a Sheriff, Commissioner of Correction or determination by SCOC that staff analysis requires revision. The construction of any new county correctional facility requires completion of a staffing analysis. The staffing assessment is based on specific correctional functions, physical plant configuration, inmate population trends, and other factors unique to a particular correctional facility. Detailed guidelines direct staff in developing a facility staffing plan. A proposed minimum institutional position and staffing analysis is prepared, and forwarded to the Sheriff or Commissioner of Correction for review. If warranted, additional discussions pertaining to staffing levels will be conducted. The Commission affords timely security staffing expertise not available in localities, eases the local criminal justice budget process and promotes local government confidence in the safety of widely disparate facilities.

During the 2016 reporting period the revision of six staffing analyses was finalized by Field Operations staff:

- Cortland County Jail Staffing Revised Position and Staffing Analysis (Increase)
- Niagara County Jail Staffing Revised Position and Staffing Analysis (Increase)
- Ontario County Jail Staffing Revised Position and Staffing Analysis (Increase)
- Westchester County DOC Revised Position and Staffing Analysis (Increase)

FACILITY PLANNING AND IMPROVEMENT

The basic function relegated to Facility Planning and Improvement is set forth in two areas of New York State Law. According to NYS Correction Law, section 45(10), the State Commission of Correction shall “approve or reject plans and specifications for the construction or improvement of correctional facilities.”

The second area is found in County Law, Section 216. This statute states: “No site or location for any county jail shall be selected or acquired by such board of supervisors which shall not have been approved by the state commission of correction.” The Commission provides technical planning, capital project development, and construction plan review services for the development of new correctional facilities. The Commission has viewed the modernization of an aging and overcrowded local correctional infrastructure as a major priority. The agency reviews and approves site selection and construction plans, monitors progress, and assists in problem identification and solution. In carrying out these responsibilities, staff responsibility goes far beyond the simple review of blueprints and plans. Particular attention is directed to compliance with minimum standards and maximizing physical plant and operational efficiencies to the extent possible. Additionally, Commission staff provides local decision makers with technical assistance to help assure the jurisdiction of satisfactory, safe and secure methods of incarcerating offenders in a cost-effective manner.

During 2016, findings and determination reports relative to construction plans and specification were prepared by Commission staff and forwarded with recommended action on thirty-five (35) projects variously submitted by the New York State Department of Corrections and Community Supervision (NYS DOCCS), county correctional facilities, police/court detention units, New York State Office of Children and Family Services (OCFS) and the New York City Department of Correction (NYCDOC). The calendar on the following page lists those projects submitted to the Commission in 2016.

An additional twenty-five (25) “replace or renovate” projects were also reviewed and processed. Due to their limited scope of work, the approval for these projects was waived by the Commission. Commission staff also processed fifteen (15) change order requests for previously-approved projects.

2016 Commission of Correction Monthly Facility Improvement Agenda	
January	
NYS OCFS	Brookwood Secure Center Control Doors Modification Units 5 thru 10 Project
COUNTY JAIL	Lewis County Jail Cell Window Modification Project
LOCAL PD	Nassau County PD New 7 th Precinct Building Project
NYC DOC	NYC Department of Correction Comprehensive Camera Coverage At OBCC, EMTC, RMSC, NIC, MDC, VCBC and BKDC Installation Project
February	
NYS OCFS	Brookwood Secure Center Control Doors Modification Units 5 thru 10 Project
NYS OCFS	Goshen Secure Center Provide Security Camera System Project
NYS OCFS	MacCormick Secure Center Provide Medical/Dental and Additional Office Project
NYC DOC	Manhattan Detention Center (MDC) 2 nd Floor South Tower Holding Area Project
March	
NYS DOCCS	Coxsackie Correctional Facility Provide Cell Block & Quartermaster/Records Storage Addition
NYS DOCCS	Coxsackie Correctional Facility Provide Cell Locking Devices, Building #2 A & C Blocks
NYS DOCCS	Eastern Correctional Facility Provide Perimeter Fences/Systems Project
NYS DOCCS	Great Meadow Correctional Facility Upgrading Locking System Building No. 4 – “F” Block SHU Project
COUNTY JAIL	Sullivan County Jail New Facility Construction Project
COUNTY SHERIFF	Sullivan County Sheriff’s Office New Pre-Arraigned Booking Area Project
COUNTY COURT	Warren County Court Phase 1 and Phase 2 Construction Court Holding Areas Project
April	
No Construction Activity	
May	
NYC DOC	Eric M. Taylor Center – Removal of Two Wood Modular Buildings and Construction of Recreation Yard

NYC DOC	George R. Vierno Center - Construction of Outdoor Recreation Yard Adjacent to Housing Wing 11-B
NYS DOCCS	Elmira Correctional Facility Install CCTV System Project
COUNTY JAIL	Wayne County Jail Security System Upgrade Project
COUNTY JAIL	Wayne County Jail Modification to Pods B and D Project
	June
NYC DOC	Eric M. Taylor Center Construction of Recreation Yard
NYC DOC	Manhattan Detention Center Construction of Holding Pens at North Tower
	July
NYS OCFS	Goshen Secure Rehabilitate Kitchen and Dining Area Project
NYC DOC	Manhattan Detention Center Construction of Exercise Pens on the 11 th Floor Roof South Tower
COUNTY JAIL	Rockland County Jail Conversion of a Housing Area into a Suicide Watch Dorm
	August
NYS OCFS	Brookwood Secure Renovate Medical Clinic Project
TOWN COURT	Malone Town Court New Court Holding Pen
COUNTY JAIL	Yates County Jail Convert Storage Area to Holding Cell
	September
NYS DOCCS	Five Points Correctional Facility Recreation Yard Renovation
	October
NYC DOC	Anna M. Kross Center Redesign of 8 Outdoor Area to Recreation Spaces
NYC DOC	George Motchan Detention Center Pace Housing Project
NYC DOC	Otis Bantum Correctional Center Redesign of 12 Outdoor Holding Pends to 3 Outdoor Recreation Spaces
NYS DOCCS	Woodbourne Correctional Facility Rebuild Existing SHU Walls and Replace Fixtures
	November
NYC DOC	Anna M. Kross Center Direct Supervision Redesign of Modular Housing Buildings # 17, 18, 19
NYC DOC	Rose M. Singer Center Modification of Housing Area # 11 into a Pace Unit

CITY COURT	Plattsburgh City Court Modification of Court Feeder Holding Pen
	December
TOWN POLICE	Bedford Town Police Temporary Detention Area and Renovate Cellblock
COUNTY JAIL	Erie County Holding Center and County jail Security and Video System Upgrade Phase 2
COUNTY JAIL	Monroe County Jail Sub-Day Rooms Project
CITY POLICE	NYPD Temporary Holding Cells in the New 40 th Precinct
NYS DOCCS	Midstate Correctional Facility Provide Classrooms 2 nd Floor- S-Block
COUNTY JAIL	Oswego County Jail Dorm Renovation Project
COUNTY JAIL	Wyoming County Jail Security control system upgrade renovation project

NEW INSTITUTION TRANSITION ASSISTANCE PROGRAM (NITAP)

Broome

- Field and forensic staff provided on-site assistance as the facility continued construction of a new dormitory (converted from a gymnasium) and medical housing areas.

Cortland

- Met with an architect (contracted to design the new facility) and county officials to discuss design-related matters.

Dutchess

- Attended legislative meetings to discuss the construction of a new jail. Topics included capacity and design type.

Genesee

- Discussed with jail officials the likely need to plan for a needs assessment study for the jail, as they cannot continue to rely on capacity variances authorized by SCOC.

Greene

- In contact with county officials as they plan for construction of a new correctional facility.

Herkimer

- Remained in contact with jail officials, as the county continued its litigation with the Village of Herkimer concerning the construction of a new county jail.

Saratoga

- Discussed with jail officials the likely need to plan for a needs assessment study for the jail, as they cannot continue to rely on capacity variances authorized by SCOC.

Schoharie

- Field and forensic staff met with county officials and the architect to review schematic drawings for the new jail and provide feedback.

Sullivan

- Staff discussed with jail officials the requirement of establishing a full-time transition team in planning for the construction and operation of a new correctional facility.

Tompkins

- Completed on-site assessments of the construction of a 7-bed dormitory (converted from an indoor exercise area).
- Met with county officials to discuss the potential for adding capacity to the existing jail, as they cannot continue to rely on capacity variances authorized by SCOC.

TECHNICAL ASSISTANCE (General)

SCOC staff provided technical assistance related to the improvement of operations to the following facilities:

Albany

- Reviewed policy and procedure and processed certificates for return unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Broome

- Assistance on reporting incidents to the Commission
- Review of and feedback on discipline forms

Cattaraugus

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Assistance on inmate access to Minimum Standards
- Assistance on valid religions

Chautauqua

- Delivered on-site workshops for Inmate Classification and Grievance Program
- Forensic staff on-site assistance in health care services
- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Chemung

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Clinton

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Cortland

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Assistance was provided concerning the Commission's staffing requirements for the facility.

Delaware

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Dutchess

- Facility expansion
- Educational Services for Youth
- Security and Supervision

Essex

- Assistance on reportable incidents
- Reviewed policy on grievances

Erie

- On-site delivery of Inmate Grievance Program Workshop
- Reviews of numerous operational policies
- Assistance on use of non-contact inmate visits
- Clarification on Erie CF's proposed canine program (Puppies Program)

Franklin

- Forensic staff on-site assistance in health care services
- Review of and feedback on inmate rulebook

Greene

- On-site assistance in discussing and clarifying Minimum Standard violations identified during an evaluation
- Assistance on developing a weapons inspection form template

Herkimer

- Forensic staff on-site assistance in health care services

Jefferson

- Forensic staff reviewed policy and procedure and processed certificates for return unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Madison

- Assisted in developing a security inspection form
- Clarification on privileged correspondence
- Reviewed Juvenile Justice policy
- Population reporting

Monroe

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Montgomery

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Nassau

- Issuance and care of Inmate clothing
- Reportable Incidents

Niagara

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Annual reporting

Onondaga DOC

- On-site assistance with their inmate grievance program and electronic grievance submittal process
- Clarification on providing legal supplies to indigent inmates
- Clarification on in-cell camera installation
- Housing expansion

Onondaga County Justice Center

- Provided on-site assistance with submittal of the Sheriff's Annual Report to the Commission
- Assistance in identifying potential additional housing space

Ontario

- On-site assistance with their inmate classification system
- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Orange

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Clarification on haircuts for indigent inmates

Orleans

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Oswego

- On-site assistance with their inmate classification system
- Review of operational policies
- Clarification on supervision of inmates outside secure confines of facility
- Review of and feedback on inmate rulebook

Otsego

- Forensic staff provided on-site assistance concerning potential constant supervision areas

Putnam

- Policies/Procedures on Security and Supervision and Visitation

Saratoga

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Schenectady

- Clarification on constant supervision requirements

Schuyler

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Clarification on Active Supervision requirements
- Clarification on legal mail requirements for indigent inmates

Seneca

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Clarification for Seneca County Mental Health on clothing deprivation orders

St. Lawrence

- On-site assistance with their inmate classification system (workshop)
- On-site assistance with their inmate discipline system (workshop)
- Assistance on legal material purchases
- Assistance on control room staffing

- Assistance on co-defendant visits
- Review of changes to visitation schedule
- Clarification on use of suicide smocks

Suffolk

- Maximum Facility Capacity
- Reportable Incidents
- Clothing
- Construction

Tompkins

- An on-site meeting with the sheriff, jail administration, and county officials to discuss their current capacity variance and the county's efforts to reduce the jail population.
- Assistance was provided on inmate classification.

Ulster

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.
- Educational Services for Youth

Washington

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Warren

- Clarification on haircuts for indigent inmates

Wayne

- Forensic staff reviewed policy and procedure and processed certificates for return of unused prescriptions in accordance with 9 NYCRR, §7010.5, Health Services.

Westchester

- Clarification on use of disciplinary surcharges
- Clarification on approval of installing security gates outside showers
- Clarification on Correction Law 611
- Provided sample of legal reference index
- Provided language for inmate rulebook
- Provided administrative segregation order templates

Yates

- On-site assistance to assess the feasibility of increasing the capacity of the jail

New York City Department of Correction

- Extensive assistance provided in the following areas:
 - Supervision requirements
 - Control room configurations
 - Population reporting
 - Time recording devices
 - Cameras and intercoms
 - Quarterly reporting
 - Visitor processing
 - Chemical agents
 - Firearms
 - Reportable incidents
 - Intake Area – Manhattan Detention Center
 - Intake Area – Otis Bantum Correction Center

New York State Office of Children and Family Services

- Reportable incidents

Town of Tonawanda Police Department

- Clarification on prisoner supervision requirements

Family Courts - Third District

- Answered questions concerning upcoming evaluation

Family Courts – Eighth District

- Answered questions concerning upcoming evaluation

CHAIRMAN'S MEMORANDA

The Commission is a key player in the delivery of salient correctional management information and education to county correctional facilities. The Chairman's Memorandum, a bulletin that is sent to all county sheriffs and administrators of correctional facilities and police departments, is an efficient vehicle for the delivery of such information. In 2016, the following Memoranda were issued:

- Chairman's Memorandum # 1 Restraint of Pregnant Inmates
- Chairman's Memorandum # 2 Sex Offender Registry
- Chairman's Memorandum # 3 Inmate Supervision/Drug Overdose Precautions

FIELD INVESTIGATIONS (NON-MEDICAL RELATED)

- Erie County Correctional Facility Carl Miller Assault
- Broome County Jail Investigation Christopher Ellis Attempted Escape
- Franklin County Jail Investigation Donald Hamoy and John Feiman Incident
- Madison County Jail Investigation Attempted Escape Adrian Ward
- Oswego County Jail Investigation Escape of Elizabeth Wood
- Westchester County DOC Investigation Firearms Discharge

REPORTED INCIDENTS OF THE USE OF RESTRAINTS ON PREGNANT INMATES

Following 2015 and 2016 amendments to New York State Correction Law section 611, local correctional facilities are generally prohibited from utilizing any restraints on an inmate who is known by facility staff to be pregnant, on an inmate who is in labor, or on any inmate within eight (8) weeks after delivery or pregnancy outcome. Limited exceptions have been provided in the statute for instances where facility staff makes a “finding of extraordinary circumstances,” whereupon options are limited to wrist restraints in front of the body. Any such use of restraints is required by the statute to be documented in writing within 5 days of use, specifying the facts upon which the finding of extraordinary circumstances was based, the type of restraint used, and the length of time such restraints were applied.

Correction Law section 611(1)(e) further requires that each local correctional facility submit an annual report to the Commission of Correction, detailing every use of restraint on a woman, as governed by the statute. The Commission is thereafter required to include such reported information in its annual report while excluding identifying information.

The following was reported to the Commission for 2016:

County: Chemung
Type of Restraint waist chain and leg irons
Length of Time In Restraints Applied: 06:29 hours Removed: 08:30 hours (approximate)
Facility Report - Reasons For Using Restraints Inmate was restrained due to the fact that the medical staff at CCJ had inaccurate information as to the length of time involving her post-partum status at the facility. She was admitted to the facility after her pregnancy had occurred. Inmate terminated her pregnancy and gave the wrong date of termination to medical staff at CCJ.
County: Livingston
Type of Restraint handcuffed in front
Length of Time In Restraints Applied: 09:15 hours Removed: 09:20 hours (approximate)
Facility Report - Reasons For Using Restraints Inmate is a USMS detainee housed at Livingston County Jail. On the above date she was transported to US Federal Court for a court appearance by Livingston County Transport Deputies. LCJ administration contacted USMS to advise of amended NYS Correction Law 611 regarding use of restraints on pregnant females. US Deputy Marshall advised he wanted Inmate handcuffed in the

front when the transport arrived at court and until she was brought into the holding area. She was restrained no more than 5 minutes. She was not restrained when she left LCJ, during the transport or on the return trip to LCJ.

County: Otsego

Type of Restraint
handcuffed in front

Length of Time In Restraints

Applied: 14:35 hours
Removed: 14:41 hours (upon arrival at hospital)
Applied: 16:15
Removed: 17:13

Facility Report - Reasons For Using Restraints

Inmate was admitted to the facility, and during the admission process it was found that Inmate had a ring on her ring finger located on her left hand. This finger was beginning to swell and attempts to have the ring removed at the Facility were unsuccessful. This resulted in the decision to have the Inmate seen at Bassett Medical Center to have the ring removed. Staff was advised that Inmate had previously been pregnant and that the outcome of her pregnancy had been within the past eight weeks. While preparing for the transport to Bassett Medical Center Inmate became visible upset, disruptive and verbally aggressive towards staff. Since the transport to Bassett Medical Center was within eight weeks of the outcome of Inmate's pregnancy, staff consulted with medical personnel at the Facility to determine if mechanical restraints should be used. The decision was made to place mechanical restraints on Inmate's wrists to be placed in front of her body, to ensure the safety and security of the transport. Inmate was then transported to Bassett Medical Center at 14:35 hrs. The transport team arrived at Bassett Medical Center at 14:41 hrs. After entering the Bassett Medical Center the mechanical restraints were removed. Inmate continued to be disruptive and verbally aggressive towards staff during the visit at Bassett Medical Center. Mechanical restraints were again applied to Inmate's wrists in front of her body while at Bassett Medical Center at 16:15 hrs. until the transport team arrived back at the Facility at 17:13 hrs. at which time the mechanical restraints were removed.

County: Schenectady

Type of Restraint
handcuffed in front of her body

Length of Time In Restraints

Applied: 07:55 hours (approximate)
Removed: 10:25 hours (approximate)

Facility Report - Reasons For Using Restraints

Due to Inmate being a discipline keeplock for instigating a fight with another inmate and resisting staff, the decision was made by Lieutenant and Sergeant to apply handcuffs secured in the front on Inmate only after she was safely secured and seated in the transport van. The handcuffs were applied at approximately 07:55 while she was safely seated inside the van. The handcuffs were

removed upon her arrival at Bedford Hills at approximately 10:25 while Inmate was still safely seated in the van. The restraints were on Inmate for approximately two and a half hours. At no time were restraints of any kind used on Inmate while she was not safely seated inside the transport van.

County: New York City Department of Correction/ Rose M. Singer Center - Rikers Island

Type of Restraint

Handcuffs/wrist restraints

Length of Time In Restraints

Applied: 13:40 hours

Removed: 14:34 hours

Facility Report - Reasons For Using Restraints

At Elmhurst Hospital, Inmate was informed that she would be transferred back to RMSC. Subsequently, Inmate threatened to assault hospital staff and threw hospital equipment. NYCDOC Captain ordered Inmate to cease threatening staff and to stop throwing equipment. Although Inmate ceased throwing equipment, she continued to threaten to assault staff.

At the time of this incident, Captain was accompanied by NYCDOC Officers, and Four Health and Hospital Police Officers were also present to provide assistance to NYCDOC staff in resolving the situation. In addition, Captain requested the assistance of an Elmhurst Hospital psychiatrist, who attempted without success to defuse the situation and get Inmate to cease her threatening behavior. Captain then, at approximately 13:40 hours, had Correction Officer place handcuffs on Inmate. Officer placed the handcuffs on Inmate's wrists with her hands in front of her.

NYCDOC Officers and Health and Hospital Police Officers then escorted Inmate in a wheelchair to a NYCDOC vehicle for transport to RMSC. The handcuffs remained on Inmate during her transport to Rikers Island. Inmate arrived at RMSC at 14:30 hours and the handcuffs were removed in the facility shortly thereafter, at 14:34 hours. Wrist restraints were applied for a duration of approximately 54 minutes.

FORENSIC MEDICAL UNIT

The Forensic Medical Unit is a Field Operations unit within the State Commission of Correction. This unit is intended to fulfill the health care oversight mandate of Correction Law, Article 3 by providing the SCOC and its Medical Review Board (MRB) with expertise in the investigation of inmate mortality, and the evaluation of State and local correctional facility health care delivery. The unit also provides technical assistance to state and local correctional facilities for the improvement of health care delivery. Technical assistance is regularly provided in the development of health care delivery procedures including tuberculosis control, occupational health and safety, health care staffing, health facility designs and handling of pharmaceuticals among others. Each year a number of New York's jails are visited by trained health care system evaluators. The Forensic Medical Unit also presents its cases to the MRB, investigates medical grievances and complaints, and conducts various special investigations as directed by the Commission. This includes the following activities:

- Field mortality investigation;
- Health services evaluation;
- Standards development and compliance;
- Resolution of complaints and grievances;
- Collection and interpretation of data and statistics;
- Development and administration of technical assistance programs; and
- Policy formulation and advice.

Mortality Investigations

The State Commission of Correction's Forensic Unit conducted 45 mortality investigations. Those cases and their corresponding facilities are as follows:

Mortality Investigations:

SALLADIN BARTON	2015-M-009	BROOME CJ	MEDICAL
MARK CANNON	2014-M-118	ALBANY CJ	MEDICAL
DONNIE KENNEDA	2013-M-190	CAYUGA CJ	MEDICAL
JOSEPH QUALYLE	2014-M-124	ONEIDA CJ	SUICIDE
CHANEL LAKATOSZ	2015-M-006	ONONDAGA JC	MEDICAL
KAREN OKAFOR	2014-M-046	MONROE CJ	SUICIDE
ANTONIO MARINACCIO	2015-M-053	NASSAU CJ	MEDICAL
ALFREDO LOPEZ	2015-M-006	GREAT MEADOW CF	SUICIDE
ROBERT PASSERO	2014-M-010	AUBURN CF	SUICIDE
TRAVIS YAVITZ	2014-M-053	TOMPKINS CJ	OVERDOSE
WALLACE URF	2013-M-182	GENESEE CJ	MEDICAL
RICHARD METCALF	2012-M-152	ERIE HC	HOMICIDE

KASEEM PANKEY	2014-M-153	DUTCHESS CJ	SUICIDE
BRONSON COOPER	2014-M-125	FISHKILL CF	SUICIDE
JOHNNY BREEDLOVE	2014-M-101	MONROE CJ	MEDICAL
DAVID LIDDICK	2014-M-125	ERIE HC	MEDICAL
B. VAN ZANDT	2014-M-143	FISHKILL CF	SUICIDE
SAMUEL WHITE	2015-M-073	HERKIMER CJ	SUICIDE
THOMAS FIELDS	2014-M-169	GREEN HAVEN CF	OVERDOSE
JASMINE LAWRENCE	2014-M-121	NYPD	MEDICAL
ADAM RAPPAPORT	2015-M-035	ALBANY CJ	SUICIDE
ANTONIO PIZZARO	2014-M-075	AMKC	MEDICAL
MICHAEL LEGG	2015-M-035	FIVE POINTS CF	MEDICAL
LUCKY WILKINS	2014-M-073	SCHENECTADY CJ	SUICIDE
T. FIORENZA	2013-M-017	GREEN HAVEN CF	HOMICIDE
ROBERT SKINNER	2014-M-040	WENDE CF	SUICIDE
TODD HEATLEY	2014-M-150	WENDE CF	SUICIDE
ROLANDO PEREZ	2014-M-009	OBCC	MEDICAL
WILLIAM STEWART	2013-M-160	GROVELAND CF	MEDICAL
RAPHAEL PENA	2015-M-095	DOWNSTATE CF	SUICIDE
THOMAS FERRARA	2015-M-074	SARATOGA CJ	OVERDOSE
PEGGY GAISER	2015-M-064	TONAWANDA PD	OVERDOSE
NICHOLAS HALL	2015-M-085	COXSACKIE CF	SUICIDE
THOMAS BLANCKE	2013-M-188	FIVE POINTS CF	HOMICIDE
KARL TAYLOR	2015-M-047	SULLIVAN CF	HOMICIDE
FREDERICK MANN	2015-M-083	MONROE CJ	SUICIDE
LONNIE HAMILTON	2016-M-037	MARCY CF	SUICIDE
THOMAS OAKLEY	2015-M-029	ATTICA CF	SUICIDE
FABIAN CRUZ	2015-M-001	RNDC	SUICIDE
TIMOTHY HENNING	2015-M-051	FIVE POINTS CF	OVERDOSE
ELIJAH CUMMINGS	2015-M-058	AUBURN CF	SUICIDE
D. SUMMERVILLE	2014-M-030	CLINTON CF	SUICIDE

J. MURIEL-GONZALEZ	2014-M-128	ORLEANS CJ	MEDICAL
AVERY CURETON	2013-M-146	ATTICA CF	OVERDOSE
MICHAEL RODRIGUEZ	2015-M-149	AUBURN CF	SUICIDE

Technical Assistance

Health Care Evaluations

Technical assistance in the form of health services evaluations is typically provided in response to a formal request from a county jail. It may also be provided as a result of findings of chronically inadequate healthcare delivery. In 2016 the following facilities received such technical assistance.

Franklin County Jail
Herkimer County Jail
Chautauqua County Jail

Construction or Expansion of Health Care Facilities

Broome County Jail - Infirmary
Schoharie County Jail
Otsego County Jail – Constant Supervision Area

Monitoring

DOCCS Self Inflict Injuries/Suicide Attempts
Medical/Mental Health PD Reportable Incidents
Medical/Mental Health Local Facilities Reportable Incidents

Training Attended

Interview and Interrogation Training

Interagency

New York State Office of Attorney General – Healthcare Bureau
New York State Department of Corrections and Community Supervision Health Services
New York State Office of Mental Health
New York State Department of Health - Office of Professional Medical Conduct
New York State Education - Office of the Professions
New York State Department of Corrections and Community Supervision
Office of Health Services and Office of Special Investigation, Review of Mortality Cases
New York State AIDS Institute
New York State Sheriffs' Association

Mental Health and Suicide Prevention

During the 1970's and early 1980's, suicide was the leading cause of death in county jails and preventable suicide emerged as a major source of successful litigation against local government. The Commission, in conjunction with the NYS Office of Mental Health (OMH), researched, developed and obtained federal financing for a state-of-the-art suicide prevention program that has yielded a sustained annual reduction in suicide of more than 70%, despite extraordinary increases in local inmate populations. The Commission and OMH deliver suicide prevention training to all incoming correction officers, either directly, or by offering training to established correctional staff who, in turn, trains their own incoming correction officers. The training conducted for incoming correction officers is an intensive eight-hour module.

Beginning in 2010, the Commission and OMH completed a comprehensive training curriculum revision, the first revision since 2000. New training manuals, screening guidelines, and videos were produced. An initial pilot training was conducted with county corrections and mental health instructions in June 2011. The new curriculum was revised and screening guidelines were officially released in November 2011.

Inmate Mortality During 2016

The following table lists the numbers and causes of death for inmates in all correctional facilities in New York State during the year 2016. The Commission receives notice of each of these deaths within 6 hours of occurrence. Each case is separately investigated by the Commission's Forensic Medical Unit. Problematic cases are investigated in the field, carefully documented, presented to the Medical Review Board and published. In 2016, the Board and Commission published 51 reports in which recommendations to prevent similar recurrence and to improve medical and mental health care were made to correctional facility administrators.

Reported Inmate Mortality - 2016

	SUICIDE	AIDS	NATURAL	HOMICIDE	UNKNOWN	OTHER	TOTAL
NYS DOCCS	16	0	105	0	25	1	147
COUNTY JAILS	4	0	8	0	13	0	25
NYCDOC	2	1	5	0	5	2	15
POLICE LOCKUPS	0	0	0	0	0	1	1
NYCPD PRECINCTS	1	0	0	0	2	0	3
TOTAL	23	1	118	0	45	4	191

COUNSEL'S OFFICE

The Office of Counsel is responsible for the interpretation and analysis of all legal issues related to the work of the Commission. Part of this function includes the coordination of the Commission's legislative program, including the submission and review of legislation affecting the correctional and criminal justice system in New York State. The Commission's Office of Counsel continues to work collaboratively with the administrations of local correctional facilities on issues of mutual concern. Further, the Office of Counsel acts in an enforcement capacity with regard to actions to compel correctional facility compliance with minimum standard regulations, and acts as a liaison to the Attorney General's Office for all other agency-related litigation.

In addition to all the above-listed functions, Counsel's Office has developed a technical assistance approach to correctional jurisdictions by providing legal opinions to sheriffs and jail administrators.

Regulatory Reform

Pursuant to State Administrative Procedure Act §207, the Commission carried out the required regulatory review of all rules adopted in calendar years 2001, 2006 and 2011. After publishing notice and an invitation for public comment said rules were continued without amendment.

Litigation

In the course of the year, no cases were closed and two (2) were pending as of the end of 2016.

Legal Opinions

In 2016, Counsel's Office rendered 85 legal opinions by telephone and 5 legal opinions in writing.

Freedom of Information Law (FOIL) Requests

For the year 2016, the Office of Counsel received and responded to 198 Freedom of Information Law (FOIL) requests for records of the Commission of Correction.

Juvenile Justice

In 2016, Counsel's Office continued to provide guidance and assistance to the Field Operations Bureau with the Commission's duty of monitoring the state's compliance with the Juvenile Justice and Delinquency Prevention Act (JJDP A).