



The City of New York
Board of Correction
New York, NY 10007

**Resolution of the Board of Correction
on a Proposed Rule Related to NYC Health + Hospitals Variance Requests**

WHEREAS, NYC Health + Hospitals requested a six-month renewal of a variance from Minimum Standard 2-05 (b)(2)(i-ii) concerning psychotropic medication, authorizing psychiatrists to see and evaluate stable adult patients on psychotropic medication in general population at least every 28 days, rather than every 14 days, and, further, that this variance was first granted by the Board on November 10, 2005 and has been repeatedly renewed.

WHEREAS, NYC Health + Hospitals requested a six-month renewal of a variance from Minimum Standard 3-04(b)(2)(v)(a), which requires that a tuberculin skin test (TST) be administered during the intake screening process for inmates who do not have a prior history of a positive reaction to the test, authorizing CHS to use either interferon gamma release assays (IGRA) or TST for tuberculosis screening, and to exempt from repeat screening those prisoners who have a documented negative test in the six months prior to their admission, and further, that this variance was first granted by the Board on July 22, 2013 and has been repeatedly renewed.

WHEREAS, NYC Health + Hospitals requested a six-month renewal of a variance from Minimum Standard 3-08(c)(3), which prohibits, *inter alia*, health care personnel from reporting specific diagnoses to a chief correctional officer when reporting inmate health information necessary to protect the health and safety of the inmate or others, allowing health care staff to provide the Department of Correction with specific diagnoses related only to injuries sustained by prisoners while in correctional custody, and, further, that the variance was first granted by the Board on November 18, 2013 and has been repeatedly renewed.

THEREFORE, it is hereby resolved that, pursuant to New York City Charter § 626(e), Board staff shall draft a rule integrating the three variances into the Minimum Standards.