

City of New York

Board of Correction

Monthly Review: Visit Restrictions November 2018

Visit Summary

| | November 2018 |
|-----------------------------|---------------|
| Total Number of Visitors | 17,512 |
| Total Number of Visits | 13,084 |
| Visits Per Inmate Per Month | 1.6 |
| Visit Days | 22 |
| | |

I. Restrictions on Inmates

a. Inmates with Non-Contact Restrictions

| | May 2018 ¹ | October 2018 | November 2018 |
|---|-----------------------|-----------------|------------------|
| Number of People on non-contact list | 216 | 269 | 272 |
| Number of people with duration restrictions (% of all people with restrictions) | 119 (55%) | 155 (58%) | 160 (59%) |
| Average length of restriction among non-duration restrictions (days) | 196 | 187 | 187 |
| Average length of restriction served among duration restrictions (days) | 195 | 174 | 178 |
| Median length of restriction served among duration restrictions (days) | 155 | 110 | 120 |
| Number of restrictions on the non-contact list which have a visit nexus (% of all non-contact restrictions) | 110 (51%) | 131 (49%) | 126 (46%) |
| Number of duration restrictions on the non-contact list which have a visit nexus (% of all non-contact duration restrictions) | 17 (14%) | 22 (14%) | 20 (13%) |
| | | | |

¹ The Department of Correction maintains a list of all people in jail who are restricted to non-contact, or "booth", visits (the "non-contact list"). This report section presents analyses of this list on May 23, 2018 (six months back), October 23, 2018 (one month back), and November 23, 2018.

b. Reasons for Non-Contact Restrictions²

| | Number of Restrictions (% of Non-Conta Restrictions) | | |
|---|---|-----------------|------------------|
| | May 2018 | October 2018 | November 2018 |
| Contraband (US Currency) | 0 (0%) | 0 (0%) | 1 (0%) |
| Dangerous Contraband (Slashing) | 56 (26%) | 77 (29%) | 78 (29%) |
| Dangerous Contraband (Weapon or Slashing) | 3 (1%) | 7 (3%) | 8 (3%) |
| Dangerous Contraband (Weapon) | 62 (29%) | 71 (26%) | 74 (27%) |
| Drug/Tobacco Contraband | 82 (38%) | 96 (36%) | 91 (33%) |
| Other | 12 (6%) | 13 (5%) | 12 (4%) |
| Sexual Activity | 0 (0%) | 1 (0%) | 3 (1%) |
| UOF | 1 (0%) | 4 (1%) | 5 (2%) |
| | | | |

c. Reasons for Non-Contact Duration Restrictions

| | Number of Restrictions (% of Non-Contact Restrictions) | | | |
|---|---|-----------------|------------------|--|
| | May 2018 | October 2018 | November 2018 | |
| Dangerous Contraband (Slashing) | 56 (47%) | 77 (50%) | 78 (49%) | |
| Dangerous Contraband (Weapon or Slashing) | 3 (3%) | 7 (5%) | 8 (5%) | |
| Dangerous Contraband (Weapon) | 60 (50%) | 69 (45%) | 72 (45%) | |
| Other | 0 (0%) | 2 (1%) | 2 (1%) | |
| | | | | |

² This chart includes the reasons for both determinate restrictions (e.g. 180 days) and duration restrictions. Chart I(c), below, analyzes duration restrictions as a subset of this group.

d. Six-Month Reviews of Non-Contact Restrictions Having a Duration Over 6 Months³

| | May 2018 | October 2018 | November 2018 |
|---|------------|-----------------|------------------|
| Number of people with non-contact restrictions who have served six months or more on the non-contact list ("review eligible people") | 54 | 68 | 63 |
| Number of review eligible people who received a review in the previous six months (% of review eligible people) | 54 (100 %) | 66 (97 %) | 62 (98 %) |
| Number of six-month reviews received by the Board | 20 | 22 | 13 |
| Number of six-month reviews which resulted in amended restriction | 2 | 2 | 2 |
| Average length of restriction served among review eligible people (days) | 339 | 325 | 353 |
| Median length of restriction served among review eligible people (days) | 303 | 302 | 317 |
| | | | |

e. Inmate Non-Contact Restrictions Administered in November 2018

| Reason | Duration of | New | Notices |
|---|-------------|--------------|-------------|
| | Restriction | Restrictions | Received by |
| | | | BOC |
| Contraband (US Currency) | 180 days | 1 | 1 |
| Dangerous Contraband (Weapon or Slashing) | duration | 17 | 2 |
| Drug/Tobacco Contraband | 180 days | 13 | 12 |
| Fight on Visit Floor | 180 days | 2 | 2 |
| Sexual Activity | 180 days | 1 | 1 |
| UOF | 180 days | 2 | 2 |
| TOTAL | | 36 | 20 |

³ If an inmate has been restricted to non-contact visits for a period greater than six months, he should receive periodic review of such restriction. The review shall be conducted not less than once every six months. DOC Inmate Visit Procedures, Directive #2007R-C, <u>https://www1.nyc.gov/assets/doc/downloads/directives/Directive_2007R-C.pdf#page=7</u>. In November 2016, the Department began providing the Board with a copy of each six-month row conducted.

II. Restrictions on Visitors Administered in November 2018

Visitor Restrictions

| Reason | Prescribed Limitation | Restrictions | Notices Received |
|------------|-----------------------|--------------|------------------|
| Arrest | 180 | 2 | 2 |
| Arrest | 365 | 1 | 1 |
| Arrest | Indefinite | 1 | 1 |
| Contraband | 180 | 21 | 21 |
| Contraband | 181 | 1 | 1 |
| Contraband | 365 | 2 | 2 |
| Contraband | 90 | 3 | 3 |
| Contraband | Indefinite | 2 | 2 |
| Unruly | 180 | 5 | 5 |
| Unruly | 90 | 4 | 4 |
| TOTAL | | 42 | 42 |

One-Day Visitor Denials

| | Denials |
|---|---------|
| Security Reasons | 123 |
| Inappropriate Attire | 83 |
| K-9 Alert | 42 |
| Failed Ion Scan | 24 |
| Refuse to Obey D.O.C. Rules and Regulations | 16 |
| Non-Contact List | 10 |
| Other | 4 |
| Inmate/Visitor in possession of contraband | 1 |
| TOTAL | 303 |

One-Day Visitor Cancellations

| | Cancellations |
|--------------------------------------|---------------|
| Visitor refused to wait | 85 |
| Inmate Refused Visit | 57 |
| Lockdown | 54 |
| Transfer | 26 |
| Inmate Fight – Pending Investigation | 12 |
| Hospital/Clinic - Medical | 4 |
| TOTAL | 238 |

III. Restrictions on Visitors Administered in November 2018 (By Facility)

| | | | | % of | | | | | Average |
|-----------------------|--------|----------|---------|-----------|---------|---------------|--------------|--------------|------------|
| | | | | Visits | | | | % of Visits | Daily |
| | | | Visitor | Resulting | One-Day | One-Day | Visitor | Resulting in | Population |
| Facility ⁴ | Visits | Visitors | Arrests | in Arrest | Denials | Cancellations | Restrictions | Restrictions | (ADP) |
| AMKC | 1988 | 2468 | 4 | 0.20% | 48 | 23 | 9 | 0.45% | 1,977 |
| BHPW | 68 | 102 | 0 | 0.00% | 0 | 0 | 0 | 0.00% | 50 |
| BKHD | 1607 | 2189 | 2 | 0.12% | 35 | 57 | 4 | 0.25% | 639 |
| EHPW | 47 | 68 | 0 | 0.00% | 0 | 0 | 0 | 0.00% | 8 |
| EMTC | 1205 | 1699 | 0 | 0.00% | 31 | 12 | 2 | 0.17% | 1,037 |
| GRVC | 697 | 898 | 2 | 0.29% | 18 | 22 | 4 | 0.57% | 652 |
| HOJC | 240 | 356 | 0 | 0.00% | 0 | 0 | 1 | 0.42% | 79 |
| MDC | 1713 | 2424 | 2 | 0.12% | 47 | 79 | 5 | 0.29% | 689 |
| NIC | 325 | 424 | 0 | 0.00% | 5 | 3 | 0 | 0.00% | 291 |
| OBCC | 1932 | 2669 | 0 | 0.00% | 22 | 17 | 2 | 0.10% | 1,095 |
| RMSC | 803 | 964 | 0 | 0.00% | 47 | 10 | 2 | 0.25% | 458 |
| RNDC | 643 | 813 | 0 | 0.00% | 46 | 8 | 5 | 0.78% | 372 |
| VCBC | 1780 | 2390 | 2 | 0.11% | 4 | 7 | 8 | 0.45% | 789 |
| WEST | 36 | 48 | 0 | 0.00% | 0 | 0 | 0 | 0.00% | 20 |
| TOTAL | 13,084 | 17,512 | 12 | 0.09% | 303 | 238 | 42 | 0.32% | 8,156 |

⁴ Information on DOC facilities is available at <u>https://www1.nyc.gov/site/doc/about/facilities.page.</u>

IV. BOC Visit Appeals and Complaints Received in November 2018 (By Facility)

a. Visit Restriction Appeals Received by BOC

| Category | Decision | Appeals | Avg. Business Days to Resolve ⁵ |
|--------------------------------------|-------------------|---------|---|
| Assault of Staff | Granted | 1 | 4 |
| Assault of Visitor | Denied | 1 | 4 |
| Contraband - Drug | Denied | 1 | 5 |
| Contraband - Weapon | Denied | 2 | 15 |
| Contraband - Unknown | Granted | 1 | 19 |
| Contraband - Unknown | Penalty Corrected | 4 | 10 |
| Sexual Activity on Visit Floor | Denied | 2 | 13 |
| Sexual Activity on Visit Floor | Granted | 1 | 17 |
| Disrespect/Aggression | Denied | 1 | 19 |
| Disrespect/Aggression | Granted | 1 | 4 |
| Refuse to obey rules and regulations | Penalty Corrected | 2 | 5 |
| Slashing/Stabbing | Denied | 1 | 4 |
| | Denied | 8 | 11 |
| | Granted | 4 | 11 |
| | Penalty Corrected | 6 | 8 |
| | TOTAL | 18 | 10 |

⁵ BOC Minimum Standard 1-09(i) requires the Board issues a written decision within five business days after receiving an appeal. When good cause to extend the time period exists, the Board may issue a single extension not to exceed ten business days.

| Facility | Visit Appeals |
|----------|---------------|
| АМКС | 7 |
| BHPW | |
| BKDC | 2 |
| EHPW | |
| EMTC | 1 |
| GMDC | |
| GRVC | 3 |
| MDC | 3 |
| NIC | |
| OBCC | 1 |
| RMSC | 1 |
| RNDC | |
| SOD | |
| Unknown | |
| VCBC | |
| WEST | |
| TOTAL | 18 |

b. Visit-Related Complaints Received by BOC (Non-Appeals)⁶

| Facility | Visit Complaints |
|----------|------------------|
| АМКС | 1 |
| BHPW | |
| BKDC | |
| EHPW | |
| EMTC | |
| GMDC | |
| GRVC | |
| MDC | |
| NIC | |
| OBCC | |
| RMSC | |
| RNDC | |
| SOD | |
| Unknown | |
| VCBC | |
| WEST | |
| TOTAL | 1 |

⁶ This chart includes the reasons for both determinate restrictions (e.g. 180 days) and duration restrictions. Chart I(c), below, analyzes duration restrictions as a subset of this group.