

New York City Department of Correction
Annual Report on Incidents related to Adolescents and Young Adults located
within Department of Education Sites

Pursuant to New York City Administrative Code §9-151, the Department is required to report on information related to adolescents and young adults located in a Department of Education facility controlled by the Department of Correction that offers educational programming to incarcerated individuals. The reporting period pertains to the 2019-20 City school year (9/5/2019 – 6/26/2020).

Due to the COVID-19 Pandemic, all in-person educational programming was suspended on March 13th, 2020. To ensure continued educational programming while maintaining the safety of individuals in custody for the remainder of the school year, the Department provided individualized learning packets on a variety of topics. The below data represents incidents occurring during in-person educational programming from September 5th, 2019 to March 13th, 2020.

- 1. The number of departmental infractions issued to adolescents at a department of education site, and the number of departmental infractions issued to young adults at a department of education school site, in total and disaggregated by the type of infraction, as defined by the department:**
 - a. There were a total of 62 infractions given to young adults at a Department of Education site during the 2019-20 school year. A breakdown of the type of infractions are attached.

- 2. The number of students prevented from attending educational programming by the Department of Correction because of a behavioral issue or an assault:**
 - a. Due to behavioral concern of their part in an assault on a staff member or another person in custody, 48 individuals were unable to attend educational programming in the reporting period.

- 3. The number of assaults on staff at a department of education site, in total and disaggregated by whether such assault was committed by an adolescent or young adult:**
 - a. There were no reported assaults on staff committed by adolescents on DOE school sites during the 2019-20 school year.
 - b. There were 2 instances of assaults on staff committed by young adults on DOE school sites for the 2019-20 school year.

- 4. The number of incidents of use of force A at a department of education site, in total and disaggregated by whether such use of force was used on an adolescent or young adult.**
 - a. See Table Below #6

- 5. The number of incidents of use of force B at a department of education site, in total and disaggregated by whether such use of force was used on an adolescent or young adult.**
 - a. See Table Below #6

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6. **The number of incidents of use of force C at a department of education site, in total and disaggregated by whether such use of force was used on an adolescent or young adult.**
- a. See Table Below

Use of Force Class ¹	Age Group	Total
A	Adolescent	0
	Young Adult	0
B	Adolescent	2
	Young Adult	2
C	Adolescent	4
	Young Adult	20

¹ Class A Use of Force is a classification used to describe Use of Force Incidents that require medical treatment beyond the prescription of over-the-counter analgesics or the administration of minor first aid, including those resulting in one or more of the following treatments/injuries: multiple abrasions and/or contusions, chipped or cracked tooth, loss of tooth, laceration, puncture, fracture, loss of consciousness, concussion, suture, internal injuries (e.g., ruptured spleen, perforated eardrum, etc.), or admission to a hospital. Class B Use of Force is a classification used to describe Use of Force Incidents that do not require hospitalization or medical treatment beyond the prescription of over-the-counter analgesics or the administration of minor first aid (e.g., Use of Force Incidents that result in a superficial bruise, scrape, scratch, or minor swelling); or involve the forcible use of mechanical restraints in a confrontational situation that results in minor injury.

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**ATTACHMENT 1
Young Adult Infraction Data²**

SY 2019 - 20 TOP CHARGE INFRACTIONS THAT WERE FOUND GUILTY	
1. GRADE ONE VIOLENT	
101.1 Assault on staff with injury or attempted injury at any staff member, including spitting, throwing any object or substance	2
101.13 Assault or attempted assault to any person with a weapon	2
101.14 Fighting / physical struggle with an inmate resulting in injury	1
TOTAL GRADE ONE VIOLENT	5

2. GRADE ONE NON-VIOLENT	
103.05 Possess tobacco-related products	3
109.1 Shall not physically resist staff members	3
127.1 Shall not make any threat whether spoken in writing or by gesture against staff member	2
107.1 Misuses, defaces, or destroys City property with a value greater than \$100	1
131 Shall not engage in acts of hate regarding such person's race, color, national origin, affiliation with any group, religious practice, age, gender, disability or sexual orientation	1

² As of October of 2019 the Department no longer issued infractions to adolescents housed at Horizon Juvenile Detention Center (HOJC) due to the transfer of control to the Administration for Child Services (ACS).

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TOTAL GRADE ONE NON-VIOLENT	10
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3. GRADE TWO		
110.1	Shall not interfere with or disrupt institutional services, programs or special activities	33
109.12	Shall not verbally abuse or harass staff members or make obscene gestures towards any staff members	7
101.17	Fighting / physical struggle with an inmate, no injury	2
101.16	Assault or attempted assault to any other person, not a staff person, no weapon, no injury	1
117.1	Shall follow facility rules and staff orders relating to movement inside and outside of the facility, including dealing with seating, lock-in and lock-out	1
120.1	Shall obey all orders of Department staff (stop fighting /assaulting another inmate, to be frisked, to have cell searched to be locked-in/out, etc.	1
122.12	Shall not expose private parts in lewd manner	1
TOTAL GRADE TWO		46

4. GRADE THREE		
120.11	Shall obey all orders of Department staff (other)	1
TOTAL GRADE THREE		1