



# Corrections and Community Supervision

## Proximity To Minor Children Legislative Report 2024

# Proximity to Minor Children - 2024

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## Proximity to Minor Children Legislative Report - 2024

### Introduction

In 2020, Section 72-C was added to Correction Law to address the facility placement of individuals in DOCCS' custody with minor children. This new law, which became effective on December 23, 2021, requires DOCCS to place incarcerated individuals in a facility as close to their minor children as possible, whenever practicable. To address this requirement, procedures were developed to ensure that all parents of minor children under custody have an opportunity for such placement. DOCCS implemented these procedures prior to the effective date of the legislation. Departmental Directive #4024, "Proximity to Minor Child", was also developed to further support the procedures for the legislated requirements. For purposes of this law, a minor child is defined as a biological, step or adopted child, who has not yet reached the age of eighteen.

As part of the initial assessment screening that takes place at the first general confinement facility, incarcerated individuals are assessed to determine if they have any minor children and, if so, whether or not they are interested in being placed in a correctional facility as close as possible to where the child(ren) resides. If an individual expresses interest in a proximity to minor child (PMC) placement, a transfer referral is initiated. Proximity to minor children transfer referrals are reviewed to determine the best interest of the child and whether a transfer is practicable. To ensure all incarcerated individuals had an opportunity for PMC transfer consideration, all individuals under DOCCS custody were assessed during 2023. Excludable criteria includes:

- Conviction of a crime against the child(ren) in question
- Active order of protection involving the child(ren) and/or the custodial parent or guardian of the child in question

In order for a proximity to minor child transfer review to proceed, the following is required:

- Child/children and custodial parent/legal guardian information is documented
- Questionnaire for Proximity to Child transfer response is received from the parent/legal guardian
- The child(ren) must reside in New York State or a bordering state
- An individual must *not* be currently serving a disciplinary confinement sanction
- An individual must *not* be currently in a specialized treatment program (e.g., SOCTP, CASAT, DWI treatment)
- An individual must be more than five months to a scheduled Parole Board appearance or release

Upon completion of the best interest of the child determination, written notification is provided to the requesting incarcerated individual by the Offender Rehabilitation Counselor (ORC). For approved requests, facility placement in close proximity to the child(ren) must be deemed suitable and appropriate, taking into consideration: security classification, mental health status, medical needs, facility bed space, and movement availability.

The status of a proximity to minor child transfer request will be discussed with the assigned ORC at scheduled quarterly Case Plan interviews. A transfer request can be approved, denied, or cancelled after initial approval.

Also, after an individual receives a proximity to minor child transfer, a reverse transfer will occur under any of the following circumstances:

- Refusal to participate in any mandatory program
- Two negative removals from the same mandatory program
- Cumulative sanctions of more than 30 days disciplinary confinement within a one year period
- Two Tier 3 hearing guilty findings within a one year period
- Four Tier 2 hearing guilty findings within a one year period

A reverse transfer from proximity to minor child placement for the above reasons will render the individual ineligible for another proximity to minor child transfer for at least one year from the date of removal.

As required by Correction Law Section 72-C, this annual report provides general information about the number of incarcerated persons who are parents of minor children, the aggregate number of incarcerated parents by county of commitments, the number of incarcerated parents who are placed in a correctional facility in closest proximity to their children, the location of such facilities, the number of individuals for whom proximal placement was not provided (along with general reasons), and the number of parents who declined proximal placement.

### **Other Department Measures to Enhance Parent/Child Relationships**

Separate and aside from the requirements of Correction Law Section 72-c, it is to be noted that the Department accords an enormous priority to the preservation, maintenance and sustenance of all family relationships, especially that of parent and child. This is evidenced by the following: i) the creation of child-friendly areas of facility visiting rooms that have toys where parents can spend quality time playing with their young children; ii) the establishment of Visitor Processing Centers for the convenience of arriving visitors; iii) the scheduling of Celebrate Your Children special events at selected facilities; iv) the refurbishing of Family Reunion Program sites to make them welcoming and home-like to enrich the family visitation experience; v) the operation of the Nursery Program, the Children's Program and the Summer Program at Bedford Hills Correctional Facility, all of which nurture the mother and child bond in many important ways; vi) the delivery of tele-visiting services at various facilities through a contract with the Osborne Association; vii) the availability of the Family Works Program, also provided by the Osborne Association; viii) the development by the Department of its own parenting program; and ix) at several facilities, an initiative where the facility will record a parent reading a children's story, which is then sent to the home of the child, who can listen to the story as recorded by their parent.

## Section 1: Incarcerated Individuals with Minor Children Under Custody on June 1, 2024

- Among the 33,053 incarcerated individuals under custody on June 1, 2024, 13,835 (41.9%) had children of any age (Table 1).
- 11,219 (33.9%) reported having at least one minor child. 42.1% of females reported having a minor child, while 33.6% of males reported having a minor child (Table 1).
- Nearly half (44.9%) of incarcerated individuals with minor children were between the ages of 30 and 39 as of June 1, 2024 (Table 2).
- Fishkill had the highest number of incarcerated individuals reporting minor children (631), comprising a total of 5.6% of incarcerated individuals with minor children (Table 2).
- Consistent with their representation the total custody population, approximately 5.2% of the individuals who reported having minor children were female (Table 3).
- Among males, the largest proportions of individuals under custody reporting minor children were convicted in New York County, followed by those in Kings County (Table 3).
- Among females, the largest proportions of individuals under custody reporting minor children were convicted in Monroe County, followed by those in Erie County (Table 3).

**TABLE 1. INCARCERATED INDIVIDUAL SELF-REPORTED PARENTHOOD BY SEX; UNDER CUSTODY JUNE 1, 2024**

Self-Reported Parenthood	Sex				Total	
	Male		Female		Number	Column Percent
	Number	Column Percent	Number	Column Percent		
Minor Children	10,640	33.6%	579	42.1%	11,219	33.9%
Non-Minor Children	1,641	5.2%	125	9.1%	1,766	5.3%
Child Age Unknown	817	2.6%	33	2.4%	850	2.6%
No Children	11,157	35.2%	439	32.0%	11,596	35.1%
Declined to Answer	5,440	17.2%	75	5.5%	5,515	16.7%
Unknown	1,984	6.3%	123	9.0%	2,107	6.4%
<b>Total</b>	<b>31,679</b>	<b>100.0%</b>	<b>1,374</b>	<b>100.0%</b>	<b>33,053</b>	<b>100.0%</b>

**TABLE 2. SEX AND AGE BY CURRENT HOUSING FACILITY  
 INCARCERATED INDIVIDUALS WITH MINOR CHILDREN; UNDERCUSTODY JUNE 1, 2024**

Sex and Current Housing Facility		Incarcerated Individual Age as of June 1, 2024						Total	
		18-24	25-29	30-39	40-49	50-59	60+	Number	Column %
MALE	ADIRONDACK	0	0	0	0	16	7	23	0.2%
	ALTONA	10	21	45	16	8	0	100	0.9%
	ATTICA	32	76	220	131	34	3	496	4.4%
	AUBURN	19	46	156	78	26	1	326	2.9%
	BARE HILL	33	69	155	76	8	3	344	3.1%
	CAPE VINCENT	16	45	83	34	11	0	189	1.7%
	CAYUGA	25	60	150	83	14	1	333	3.0%
	CLINTON	15	59	153	97	34	0	358	3.2%
	COLLINS	16	74	166	82	23	3	364	3.2%
	COXSACKIE	13	23	68	40	6	2	152	1.4%
	EASTERN	6	41	133	108	29	11	328	2.9%
	ELMIRA	11	49	147	64	18	0	289	2.6%
	FISHKILL	34	112	276	163	41	5	631	5.6%
	FIVE POINTS	34	35	108	47	16	4	244	2.2%
	FRANKLIN	38	45	122	58	14	0	277	2.5%
	GOUVERNEUR	35	69	143	54	11	2	314	2.8%
	GREAT MEADOW	14	26	40	21	3	0	104	0.9%
	GREEN HAVEN	24	53	197	117	58	6	455	4.1%
	GREENE	73	75	197	99	34	8	486	4.3%
	GROVELAND	8	39	142	58	22	0	269	2.4%
	HALE CREEK	9	14	59	28	11	0	121	1.1%
	HUDSON	2	9	15	16	3	0	45	0.4%
	LAKEVIEW	7	10	25	13	2	0	57	0.5%
	MARCY	31	30	89	70	12	5	237	2.1%
	MIDSTATE	24	64	179	78	21	5	371	3.3%
	MOHAWK	26	74	184	113	17	6	420	3.7%
	ORLEANS	24	84	170	67	8	1	354	3.2%
	OTISVILLE	7	23	112	61	18	4	225	2.0%
	QUEENSBORO	2	11	33	30	4	0	80	0.7%
	RIVERVIEW	14	22	64	31	6	0	137	1.2%
	SHAWANGUNK	1	14	50	42	12	5	124	1.1%
	SING SING	13	59	247	171	43	8	541	4.8%
	SULLIVAN	5	10	49	26	7	1	98	0.9%
	ULSTER	7	8	27	15	4	5	66	0.6%
	UPSTATE	42	93	157	55	7	1	355	3.2%
	WALLKILL	11	25	101	79	18	6	240	2.1%
	WASHINGTON	30	34	93	37	12	2	208	1.9%
	WENDE	22	29	120	52	17	4	244	2.2%
	WOODBOURNE	6	22	91	84	17	4	224	2.0%
	WYOMING	62	65	170	90	21	3	411	3.7%
	Subtotal	801	1,717	4,736	2,584	686	116	10,640	94.8%
FEMALE	ALBION	20	38	138	68	11	1	276	2.5%
	BEDFORD HILLS	2	27	94	40	6	0	169	1.5%
	EDGECOMBE	0	0	4	2	0	0	6	0.1%
	LAKEVIEW	0	4	13	11	0	0	28	0.2%
	TACONIC	3	20	52	19	6	0	100	0.9%
	Subtotal	25	89	301	140	23	1	579	5.2%
GRAND TOTAL	Number	826	1,806	5,037	2,724	709	117	11,219	100.0%
	Row Percent	7.4%	16.1%	44.9%	24.3%	6.3%	1.0%	100.0%	

**TABLE 3. COUNTY OF COMMITMENT BY SEX OF INCARCERATED INDIVIDUALS WITH MINOR CHILDREN;  
UNDERCUSTODY JUNE 1, 2024**

County of Commitment	Male		Female		Total	
	Number	Column %	Number	Column %	Number	Column %
ALBANY	360	3.4%	7	1.2%	367	3.3%
ALLEGANY	9	0.1%	3	0.5%	12	0.1%
BRONX	696	6.5%	13	2.2%	709	6.3%
BROOME	222	2.1%	20	3.5%	242	2.2%
CATTARAUGUS	24	0.2%	3	0.5%	27	0.2%
CAYUGA	96	0.9%	12	2.1%	108	1.0%
CHAUTAUQUA	56	0.5%	5	0.9%	61	0.5%
CHEMUNG	141	1.3%	10	1.7%	151	1.3%
CHENANGO	30	0.3%	4	0.7%	34	0.3%
CLINTON	84	0.8%	18	3.1%	102	0.9%
COLUMBIA	35	0.3%	5	0.9%	40	0.4%
CORTLAND	34	0.3%	2	0.3%	36	0.3%
DELAWARE	7	0.1%	2	0.3%	9	0.1%
DUTCHESS	191	1.8%	7	1.2%	198	1.8%
ERIE	674	6.3%	34	5.9%	708	6.3%
ESSEX	21	0.2%	6	1.0%	27	0.2%
FRANKLIN	39	0.4%	15	2.6%	54	0.5%
FULTON	41	0.4%	7	1.2%	48	0.4%
GENESEE	57	0.5%	10	1.7%	67	0.6%
GREENE	23	0.2%	2	0.3%	25	0.2%
HERKIMER	22	0.2%	2	0.3%	24	0.2%
JEFFERSON	81	0.8%	9	1.6%	90	0.8%
KINGS	970	9.1%	22	3.8%	992	8.8%
LEWIS	22	0.2%	4	0.7%	26	0.2%
LIVINGSTON	32	0.3%	7	1.2%	39	0.3%
MADISON	46	0.4%	3	0.5%	49	0.4%
MONROE	798	7.5%	41	7.1%	839	7.5%
MONTGOMERY	45	0.4%	3	0.5%	48	0.4%
NASSAU	322	3.0%	10	1.7%	332	3.0%
NEW YORK	1,201	11.3%	26	4.5%	1,227	10.9%
NIAGARA	182	1.7%	15	2.6%	197	1.8%
ONEIDA	272	2.6%	12	2.1%	284	2.5%
ONONDAGA	495	4.7%	29	5.0%	524	4.7%
ONTARIO	92	0.9%	4	0.7%	96	0.9%
ORANGE	259	2.4%	15	2.6%	274	2.4%
ORLEANS	28	0.3%	5	0.9%	33	0.3%
OSWEGO	87	0.8%	12	2.1%	99	0.9%
OTSEGO	37	0.3%	4	0.7%	41	0.4%
PUTNAM	14	0.1%	1	0.2%	15	0.1%
QUEENS	765	7.2%	21	3.6%	786	7.0%
RENSSELAER	97	0.9%	4	0.7%	101	0.9%
RICHMOND	175	1.6%	3	0.5%	178	1.6%
ROCKLAND	55	0.5%	2	0.3%	57	0.5%
ST LAWRENCE	88	0.8%	8	1.4%	96	0.9%
SARATOGA	87	0.8%	12	2.1%	99	0.9%
SCHENECTADY	211	2.0%	10	1.7%	221	2.0%
SCHOHARIE	4	0.0%	0	0.0%	4	0.0%
SCHUYLER	14	0.1%	4	0.7%	18	0.2%
SENECA	22	0.2%	6	1.0%	28	0.2%
STEUBEN	85	0.8%	15	2.6%	100	0.9%
SUFFOLK	441	4.1%	25	4.3%	466	4.2%
SULLIVAN	92	0.9%	6	1.0%	98	0.9%
TIOGA	25	0.2%	2	0.3%	27	0.2%
TOMPKINS	38	0.4%	6	1.0%	44	0.4%
ULSTER	120	1.1%	4	0.7%	124	1.1%
WARREN	43	0.4%	10	1.7%	53	0.5%
WASHINGTON	53	0.5%	11	1.9%	64	0.6%
WAYNE	46	0.4%	4	0.7%	50	0.4%
WESTCHESTER	291	2.7%	9	1.6%	300	2.7%
WYOMING	23	0.2%	5	0.9%	28	0.2%
YATES	20	0.2%	3	0.5%	23	0.2%
GRAND TOTAL	10,640	100.0%	579	100.0%	11,219	100.0%
Row Percent	Male 94.8%		Female 5.2%		100.0%	

## **Section 2: Incarcerated Individuals with Minor Children Requesting PMC Placement**

- Among 8,138 individuals assessed between June 2023 and May 2024, about two-thirds of those with minor children (64.1%) requested placement closer to a minor child (Table 4).
- 25.2% of individuals at female facilities with minor children requested placement closer to a minor child compared with 66.5% at male facilities (Table 4). This finding is not surprising because there are only three female facilities statewide, so there are few alternative facilities to which females can be transferred.
- Fishkill had the largest number of incarcerated individuals requesting placement closer to their minor children (353), while Great Meadow had the largest proportion of individuals with minor children requesting placement (88.2%) (Table 4).



**TABLE 4. PMC PLACEMENT REQUEST STATUS BY FACILITY AT TIME OF ASSESSMENT  
 INCARCERATED INDIVIDUALS WITH MINOR CHILDREN; ASSESSED JUNE 2023 THRU MAY 2024**

Facility at the Time of Assessment		Not Requesting Placement		Requesting Placement		Total
		Number	Row Percent	Number	Row Percent	
MALE	ADIRONDACK	6	35.3%	11	64.7%	17
	ALTONA	51	58.0%	37	42.0%	88
	ATTICA	93	29.2%	225	70.8%	318
	AUBURN	69	31.1%	153	68.9%	222
	BARE HILL	109	34.6%	206	65.4%	315
	CAPE VINCENT	57	39.0%	89	61.0%	146
	CAYUGA	49	26.5%	136	73.5%	185
	CLINTON	88	26.7%	242	73.3%	330
	COLLINS	120	42.1%	165	57.9%	285
	COXSACKIE	34	33.3%	68	66.7%	102
	EASTERN	69	42.9%	92	57.1%	161
	ELMIRA	54	27.1%	145	72.9%	199
	FISHKILL	87	19.8%	353	80.2%	440
	FIVE POINTS	55	25.7%	159	74.3%	214
	FRANKLIN	87	27.4%	231	72.6%	318
	GOUVERNEUR	76	38.8%	120	61.2%	196
	GREAT MEADOW	4	11.8%	30	88.2%	34
	GREEN HAVEN	76	28.7%	189	71.3%	265
	GREENE	103	26.8%	282	73.2%	385
	GROVELAND	125	45.3%	151	54.7%	276
	HALE CREEK	41	23.2%	136	76.8%	177
	HUDSON	11	57.9%	8	42.1%	19
	MARCY	96	46.8%	109	53.2%	205
	MIDSTATE	114	38.9%	179	61.1%	293
	MOHAWK	166	48.1%	179	51.9%	345
	ORLEANS	60	31.6%	130	68.4%	190
	OTISVILLE	38	22.2%	133	77.8%	171
	QUEENSBORO	34	34.0%	66	66.0%	100
	RIVERVIEW	53	43.4%	69	56.6%	122
	SHAWANGUNK	21	33.9%	41	66.1%	62
	SING SING	55	20.1%	219	79.9%	274
	SULLIVAN	22	31.9%	47	68.1%	69
	ULSTER	16	51.6%	15	48.4%	31
UPSTATE	21	36.8%	36	63.2%	57	
WALLKILL	35	21.9%	125	78.1%	160	
WASHINGTON	87	40.8%	126	59.2%	213	
WENDE	52	33.5%	103	66.5%	155	
WOODBOURNE	91	55.2%	74	44.8%	165	
WYOMING	148	40.0%	222	60.0%	370	
Subtotal	2,573	33.5%	5,101	66.5%	7,674	
Row Percent	33.5%		66.5%		100.0%	
FEMALE	ALBION	246	85.1%	43	14.9%	289
	BEDFORD HILLS	38	46.3%	44	53.7%	82
	TACONIC	63	67.7%	30	32.3%	93
	Subtotal	347	74.8%	117	25.2%	464
Row Percent	74.8%		25.2%		100.0%	
Grand Total	2,920		5,218		8,138	
Row Percent	35.9%		64.1%		100.0%	

**TABLE 5. AGE AT ASSESSMENT BY FACILITY AT TIME OF ASSESSMENT  
INCARCERATED INDIVIDUALS REQUESTING PMC PLACEMENT; ASSESSED JUNE 2023 THRU MAY 2024**

Facility at the Time of Assessment		Age at Assessment						Total	
		18-24	25-29	30-39	40-49	50-59	60+	Number	Column %
MALE	ADIRONDACK	0	0	0	0	10	1	11	0.2%
	ALTONA	6	6	19	4	2	0	37	0.7%
	ATTICA	19	46	107	43	8	2	225	4.3%
	AUBURN	15	25	76	31	6	0	153	2.9%
	BARE HILL	28	53	82	36	5	2	206	3.9%
	CAPE VINCENT	6	25	44	12	2	0	89	1.7%
	CAYUGA	18	18	65	26	8	1	136	2.6%
	CLINTON	16	57	111	47	11	0	242	4.6%
	COLLINS	9	38	80	30	7	1	165	3.2%
	COXSACKIE	8	15	32	13	0	0	68	1.3%
	EASTERN	4	27	37	16	7	1	92	1.8%
	ELMIRA	11	32	71	25	6	0	145	2.8%
	FISHKILL	27	69	155	84	17	1	353	6.8%
	FIVE POINTS	22	42	64	24	5	2	159	3.0%
	FRANKLIN	48	51	90	32	10	0	231	4.4%
	GOUVERNEUR	13	32	50	19	4	2	120	2.3%
	GREAT MEADOW	5	9	12	3	1	0	30	0.6%
	GREEN HAVEN	15	31	75	53	15	0	189	3.6%
	GREENE	54	51	115	52	9	1	282	5.4%
	GROVELAND	5	23	76	32	15	0	151	2.9%
	HALE CREEK	10	20	62	32	11	1	136	2.6%
	HUDSON	0	3	3	2	0	0	8	0.2%
	MARCY	23	17	42	25	2	0	109	2.1%
	MIDSTATE	13	30	99	29	7	1	179	3.4%
	MOHAWK	16	30	80	45	6	2	179	3.4%
	ORLEANS	15	35	53	24	3	0	130	2.5%
	OTISVILLE	8	25	66	26	5	3	133	2.5%
	QUEENSBORO	8	10	30	16	2	0	66	1.3%
	RIVERVIEW	11	12	33	11	2	0	69	1.3%
	SHAWANGUNK	1	6	23	9	2	0	41	0.8%
	SING SING	12	42	117	41	7	0	219	4.2%
	SULLIVAN	1	9	23	13	1	0	47	0.9%
	ULSTER	0	4	6	4	0	1	15	0.3%
	UPSTATE	2	8	17	6	2	1	36	0.7%
	WALLKILL	10	23	46	36	7	3	125	2.4%
	WASHINGTON	21	23	63	13	4	2	126	2.4%
	WENDE	11	16	56	13	6	1	103	2.0%
	WOODBOURNE	5	5	39	19	6	0	74	1.4%
	WYOMING	40	45	91	37	9	0	222	4.3%
	Subtotal	536	1,013	2,310	983	230	29	5,101	97.8%
FEMALE	ALBION	3	5	21	10	4	0	43	0.8%
	BEDFORD HILLS	1	12	25	5	1	0	44	0.8%
	TACONIC	1	8	18	3	0	0	30	0.6%
	Subtotal	5	25	64	18	5	0	117	2.2%
	Grand Total	541	1,038	2,374	1,001	235	29	5,218	100.0%
	Row Percent	10.4%	19.9%	45.5%	19.2%	4.5%	0.6%	100.0%	

### Section 3: Transfer Status of Incarcerated Individuals with Minor Children who Requested PMC Placement

- In order for a PMC transfer request to be approved, several steps must take place:
  - The incarcerated individual must, in addition to stating their desire to be transferred, submit contact information for the child(ren) and their guardian as well as identifying information for the child(ren) (date of birth, name, relationship, etc.);
  - The ORC then investigates for potential exclusionary factors such as conviction of a crime against the child(ren) or an active order of protection involving the child(ren);
  - If no such exclusionary factors exist, the ORC will contact the child(ren)'s guardian to further determine if the transfer is in the best interests of the child(ren) using a form the guardian must return to the Guidance Unit of the incarcerated individual's housing facility;
  - Once the above steps in [Department Directive 4024](#) are completed, the ORC initiates the "Best Interest of the Child Screening Checklist" and the ORC and SORC review the checklist to make a determination whether the transfer is or is not in the best interests of the child. Following the determination, a transfer review is submitted indicating approval or denial as appropriate. The assigned facility Deputy Superintendent for Programs review is required on all checklists recommending denial of PMC.
- 1,764 PMC transfers took place between June 2023 and May 2024 (Table 6). Fishkill was the most common destination for PMC transfers during that time period, with 400 (22.7%) of the transfers (Table 6).
- Among those whose PMC transfer request was denied or cancelled, the most common reason was that it was replaced by a new referral (54.4%) (Table 7).
- Among the 2,474 individuals under custody on June 1, 2024, whose most recent transfer was for placement closer to minor children, the most common destination was Fishkill (20.7%) followed by Sing Sing (13.9%) (Table 8).

**TABLE 6. TRANSFER FACILITY OF PMC TRANSFERS BETWEEN JUNE 2023 AND MAY 2024**

Facility Transferred To	PMC Transfers	
	Number	Percent
ALBION	12	0.7%
ALTONA	1	0.1%
ATTICA	41	2.3%
AUBURN	35	2.0%
BARE HILL	2	0.1%
BEDFORD HILLS	1	0.1%
CAPE VINCENT	3	0.2%
CAYUGA	103	5.8%
CLINTON	5	0.3%
COLLINS	75	4.3%
COXSACKIE	14	0.8%
EASTERN	9	0.5%
ELMIRA	11	0.6%
FISHKILL	400	22.7%
FIVE POINTS	13	0.7%
FRANKLIN	5	0.3%
GOUVERNEUR	1	0.1%
GREAT MEADOW	7	0.4%
GREEN HAVEN	97	5.5%
GREENE	60	3.4%
GROVELAND	54	3.1%
MARCY	38	2.2%
MIDSTATE	18	1.0%
MOHAWK	56	3.2%
ORLEANS	100	5.7%
OTISVILLE	78	4.4%
RIVERVIEW	7	0.4%
SHAWANAGUNK	15	0.9%
SING SING	221	12.5%
SULLIVAN	18	1.0%
TACONIC	20	1.1%
WALLKILL	112	6.3%
WASHINGTON	12	0.7%
WENDE	34	1.9%
WOODBOURNE	24	1.4%
WYOMING	62	3.5%
Total	1,764	100.0%

**TABLE 7. REASON FOR DENIAL OR CANCELLATION OF PMC TRANSFER REQUEST  
PMC REFERRALS DENIED OR CANCELLED JUNE 2023 THROUGH MAY 2024**

Denial Reason	Number	Percent
POOR CUSTODIAL ADJUSTMENT	22	8.4%
RELEASED OR DISCHARGED	12	4.6%
REPLACED BY NEW REFERRAL	142	54.4%
REQUEST WITHDRAWN BY INCARCERATED INDIVIDUAL	46	17.6%
TOO CLOSE TO PAROLE BOARD OR RELEASE	18	6.9%
TRANSFER NOT PRACTICABLE	17	6.5%
OTHER	4	1.5%
Total	261	100.0%

\*In previous reports, Table 7 included the denial reasons 'Not in Best Interest of Child(ren)' and 'Crime RE: Child(ren) in Question'. These are absent from this report, as process changes since the last report period exclude these individuals at an earlier phase in the process. These individuals did not meet the previously outlined requirements for a Proximity to Minor Children transfer, and were removed from eligibility prior to a transfer request being created.

**TABLE 8. CURRENT FACILITY OF PMC TRANSFEREES; UNDER CUSTODY ON JUNE 1, 2024**

Current Facility	PMC Transfers	
	Number	Percent
ALBION	11	0.4%
ATTICA	52	2.1%
AUBURN	36	1.5%
BARE HILL	5	0.2%
BEDFORD HILLS	2	0.1%
CAPE VINCENT	8	0.3%
CAYUGA	129	5.2%
CLINTON	5	0.2%
COLLINS	89	3.6%
COXSACKIE	19	0.8%
EASTERN	28	1.1%
ELMIRA	17	0.7%
FISHKILL	512	20.7%
FIVE POINTS	21	0.8%
FRANKLIN	7	0.3%
GOUVERNEUR	2	0.1%
GREAT MEADOW	15	0.6%
GREEN HAVEN	141	5.7%
GREENE	77	3.1%
GROVELAND	58	2.3%
MARCY	45	1.8%
MIDSTATE	18	0.7%
MOHAWK	81	3.3%
ORLEANS	129	5.2%
OTISVILLE	123	5.0%
RIVERVIEW	8	0.3%
SHAWANGUNK	47	1.9%
SING SING	343	13.9%
SULLIVAN	39	1.6%
TACONIC	26	1.1%
ULSTER	2	0.1%
UPSTATE	1	0.0%
WALLKILL	166	6.7%
WASHINGTON	23	0.9%
WENDE	60	2.4%
WOODBOURNE	56	2.3%
WYOMING	73	3.0%
Total	2,474	100.0%

## **Conclusion**

The Department maintains high standards for a Proximity to Minor Children transfer to occur. These are necessary both for the stability of the correctional environment, but also for the safety and wellbeing of the families involved. As such, the Department is careful to ensure individuals seeking such transfer are not involved in specific facility centered activities (e.g. certain treatment programs, impending parole board activity, etc.) and have a mutual relationship with the children and their guardians.

While 11,219 individuals under custody on June 1<sup>st</sup>, 2024 reported having minor children, many were unable to provide accurate information on the child's name, location, birthdate, or other identifying information. In some cases, this was due to an unknown address or a lack of contact with a guardian. In other cases, the incarcerated individual did not know the child's name or any other identifying information. Enacting a transfer without baseline information of the relations in question was not practicable.

Among individuals assessed for PMC placement between June of 2023 and May of 2024, Fishkill and Sing Sing were the most common destinations for PMC transfers. This is likely due to their closest proximity to New York City. This finding is consistent with previous reports, and corresponds with the counties of commitment noted in Table 3 and current location of Proximity to Minor Children transferees noted in Table 8.

As detailed in this report, the Department is fully committed to ensuring full compliance with the requirements of Correction Law Section 72-c, which is one more important measure, among many other well-established Department measures, that is designed to preserve and enhance the parent/child relationship.

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