

Chapter 347 WI DOC Emergency Rule - Variance Analysis

*Variance must provide equivalent or better protection for HSW and rights of youth or public

Date: 08-08-2019

County: Milwaukee

Paragraph	DOC Requirement	Clarification or Variance Request	MKE Co. Boys	MKE Co. Girls	Vel Phillips Reno.	Decreased Project Cost
DOC 347.10 (2)	Fixture & Furniture shall be of detention strength materials or be of secure type to ensure safety for staff and the youth, including benches, bolts, beds, chairs, ceilings, clothing hooks, contraband proof thresholds, desks, door pulls, drinking fountains, floor drains, food passes, glazing, grills over vents or windows, hinges, key cabinets, lights, locking mechanism housings, mirrors, observation ports, screws, seats, security doors, security locks, security screens, shelves, showers, skylights, speaking ports, sprinkler heads, tables, toilets, urinals, walls, washbasins, windows, or window and door frames.	Request variance to provide non-detention and more normative furniture where applicable to provide a normalized or normative environment for youth and staff while understanding safety is critical. Please define "Ensuring Safety"?	X	X	X	Accepting this variance will decrease cost of project due to non-detention strength material being less expensive.
DOC 347.10 (3) (b)	Physical Environment, Youth Housing, Double Sleeping Rooms	NO VARIANCE WILL BE GRANTED	N/A	N/A	N/A	
DOC 347.10 (5)	Holding Room	Request clarification that a Holding Room is optional and not mandatory. Milwaukee County does not plan to transfer or hold more the 1 youth at a time per their operational plan, so facility plan is to use Receiving Room (DOC 347.10 (4) as Holding Room.	X	X	X	Clarifying and not requiring holding will decrease cost of project due to decrease in square footage and reduced building maintenance.
DOC 347.10 (10(b))	Outdoor Space shall be of sufficient size to accommodate a variety of individual and team aerobic and large-muscle exercise activities and physical education.	Request clarification on what exercises will be required, or specification on exercise area required, to better determine amount of greenspace required.		X		Clarifying greenspace requirements will decrease cost of project as certain sites have varying amounts of greenspace and retrofitting those smaller greenspace areas to meet unclarified requirements could increase cost due to underground utilities, existing sidewalk demolition, existing equipment demolition, etc.
DOC 347.10 (11)	Healthcare Space	Request clarification/variance on required Healthcare Services. Intent is to provide certain shared health services within co-located detention facilities.	X	X		Not requiring a full healthcare service suite at each location (additional duplication) will save cost not only in construction, but operation, and facility maintenance if a youth can share Vel Phillips for specific medical services.

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DOC 347.10 (15)	Exterior Windows	Request variance to provide non-detention exterior windows when a perimeter fence can act as the secure perimeter OR when a security mesh can be provided in the non-detention exterior window when there is no exterior perimeter fence. This would eliminate security glass where applicable, this would be mounted in non-detention strength frames where applicable.	x	x	x	Accepting this variance will decrease cost of project due to non-detention strength material (especially security glazing) being less expensive.
DOC 347.10 (16)	Exterior Doors and Approaches	Request variance to provide non-detention exterior doors when a perimeter fence can act as the secure perimeter OR when a lesser Gauge of metal can be used when there is no exterior perimeter fence. This would eliminate security glass where applicable, this would be mounted in non-detention strength frames where applicable.	x	x	x	Accepting this variance will decrease cost of project due to non-detention strength material being less expensive.
DOC 347.10 (17)	Walls	Existing Exterior and/or Interior Walls may not be grouted solid 8" (ext) or 6" (int) CMU. Existing walls may vary in width or be CIP. Request variance that existing walls in existing CMU form or CIP will be acceptable. Request variance for standard commercial grade/reinforced stud walls for new interior wall construction.	x	x		Accepting this variance will decrease cost of project due to not having to replace existing wall in its entirety or requiring interior CMU wall construction.
DOC 347.10 (18)	Ceilings	Request clarification of definition "Accessible". Request variance that new non-detention ceiling systems may be used where appropriate if sufficiently high above the floor finish (i.e. 12'-0" for example) can be used as the height would make it inaccessible. This could be regular acoustical ceiling tile that is clipped down.	x	x	x	Accepting this variance will decrease cost of project due to non-detention strength material being less expensive.
DOC 347.12 (4)	Admission and Screening	Request operational variance for youth required shower at SRCCCY as MKE Co.'s operational intent is to complete youth's health screening at Vel Phillips prior to transfer to SRCCCY per MKE Co's preferred operational plan OR transferred from another facility, and so showering would have already occurred at Vel Phillips.	x	x	x	
DOC 347.12 (8)	Admission and Screening	Request operational variance to complete youth's health screening at Vel Phillips prior to transfer to SRCCCY per MKE Co's preferred operational plan	x	x	x	Not requiring a full healthcare service suite at each location (additional duplication) will save cost not only in construction, but operation, and facility maintenance if a youth can be transported to a Vel Phillips instead for specific medical services.

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DOC 347.23 (1)	Medical Care	Request clarification of definition "ordinary medical and dental care" at facility. Request variance to transport youth off-site for certain medical care such as Dental Care. May also request a variance to provision of medical care as defined in DOC 347.23 (9).	x	x		Not requiring a full healthcare service suite at each location (additional duplication) will save cost not only in construction, but operation, and facility maintenance if a youth can be transported to a Vel Phillips instead for specific medical services.
DOC 347.26	Suicide and self-harm prevention	Clarification request: Confirm whether anti-ligature equipment is required as not all detention equipment is considered anti-ligature. Confirm if normal equipment, non-ligature detention equipment may be used where applicable but NOT required as a universal item.	x	x	x	Accepting this variance will decrease cost of project as anti-ligature specialized equipment has a higher cost, less product selection, and certain design requirements.
DOC 347.15	Youth Transportation	Clarify transportation of youth - is the operational plan on transferring youth up to the county to define?	x	x	x	