

4039

2009-2010 Regular Sessions

I N A S S E M B L Y

January 29, 2009

Introduced by M. of A. AUBRY -- Multi-Sponsored by -- M. of A. COLTON,
COOK -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to removal of sick prisoners from jail and to repeal subdivision 1 of section 508 of such law relating thereto

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Subdivision 1 of section 508 of the correction law is
2 REPEALED and subdivisions 2 and 3 are renumbered subdivisions 1 and 2.
3 S 2. Subdivision 1 of section 508 of the correction law, as added by
4 chapter 240 of the laws of 1988 and as renumbered by section one of this
5 act, is amended to read as follows:
6 1. A sheriff, in his discretion, may by written order permit inmates
7 confined in a local correctional facility [upon a sentence of imprison-
8 ment] to receive medical diagnosis and treatment in outside hospitals,
9 upon the determination that such outside treatment and diagnosis is
10 necessary by reason of inadequate facilities within the local correc-
11 tional facility. Such inmates shall remain under the jurisdiction and in
12 the custody of said sheriff while in a hospital and said sheriff shall
13 enforce proper measures in each case to safely maintain such jurisdic-
14 tion and custody.
15 S 3. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD04389-01-9