

3115

2009-2010 Regular Sessions

I N S E N A T E

March 11, 2009

Introduced by Sens. HUNTLEY, DIAZ, ESPADA, HASSELL-THOMPSON, ONORATO, PERKINS, SAMPSON, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law and the mental hygiene law, in relation to requiring training for probation and parole officers in substance abuse and making an appropriation therefor

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

1 Section 1. Section 243 of the executive law is amended by adding a
2 new subdivision 4 to read as follows:

3 4. THE DIRECTOR SHALL PROVIDE SUBSTANCE ABUSE TRAINING AND EDUCATION
4 PROGRAMS FOR PROBATION OFFICERS. SUCH TRAINING SHALL INCLUDE, BUT NOT BE
5 LIMITED TO: IDENTIFICATION OF CONTROLLED SUBSTANCES; IDENTIFICATION OF
6 THE PHYSICAL SIGNS OF SUBSTANCE ABUSE/USE; AN AWARENESS AND UNDERSTAND-
7 ING OF THE IMPACT OF SUBSTANCE ABUSE/USE ON THE FAMILY UNIT; AND THE
8 AVAILABILITY OF DRUG TREATMENT, PREVENTION, EDUCATION SERVICES, AND
9 APPROPRIATE REFERRALS. SUCH PROGRAM SHALL BE CONDUCTED IN CONJUNCTION
10 WITH THE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES.

11 S 2. Section 259-a of the executive law is amended by adding a new
12 subdivision 11 to read as follows:

13 11. THE DIVISION SHALL PROVIDE SUBSTANCE ABUSE TRAINING AND EDUCATION
14 PROGRAMS FOR PAROLE OFFICERS. SUCH TRAINING SHALL INCLUDE, BUT NOT BE
15 LIMITED TO: IDENTIFICATION OF CONTROLLED SUBSTANCES; IDENTIFICATION OF
16 THE PHYSICAL SIGNS OF SUBSTANCE ABUSE/USE; AN AWARENESS OF THE IMPACT OF
17 SUBSTANCE ABUSE/USE ON THE FAMILY UNIT; AND THE AVAILABILITY OF DRUG
18 TREATMENT, PREVENTION, EDUCATION SERVICES, AND APPROPRIATE REFERRALS.
19 SUCH PROGRAM SHALL BE CONDUCTED IN CONJUNCTION WITH THE OFFICE OF ALCO-
20 HOLISM AND SUBSTANCE ABUSE SERVICES.

21 S 3. Section 19.07 of the mental hygiene law is amended by adding a
22 new subdivision (h) to read as follows:

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

LBD07561-01-9

1 (H) THE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES SHALL DEVEL-
2 OP A SUBSTANCE ABUSE TRAINING EDUCATION PROGRAM IN CONJUNCTION WITH THE
3 DIVISION OF PAROLE AND THE DIVISION OF PROBATION AND CORRECTIONAL ALTER-
4 NATIVES TO PROVIDE SUBSTANCE ABUSE TRAINING AND EDUCATION AS PROVIDED IN
5 SECTIONS TWO HUNDRED FORTY-THREE AND TWO HUNDRED FIFTY-NINE-A OF THE
6 EXECUTIVE LAW.

7 S 4. The sum of five hundred thousand dollars (\$500,000), or so much
8 thereof as may be necessary, is hereby appropriated to the office of
9 alcoholism and substance abuse services from any moneys in the state
10 treasury in the general fund to the credit of the state purposes account
11 not otherwise appropriated for services and expenses of the said office
12 for the purposes of carrying out the provisions of this act. Such sum
13 shall be payable on the audit and warrant of the state comptroller on
14 vouchers certified or approved by the commissioner of said office, or
15 his duly designated representative in the manner provided by law. No
16 expenditure shall be made from this appropriation until a certificate of
17 approval of availability shall have been issued by the director of the
18 budget and filed with the state comptroller and a copy filed with the
19 chairman of the senate finance committee and the chairman of the assem-
20 bly ways and means committee. Such certificate may be amended from time
21 to time by the director of the budget and a copy of each such amendment
22 shall be filed with the state comptroller, the chairman of the senate
23 finance committee and the chairman of the assembly ways and means
24 committee.

25 S 5. This act shall take effect immediately.