S T A T E O F N E W Y O R K

3499

2009-2010 Regular Sessions

I N A S S E M B L Y

January 27, 2009

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

AN ACT to amend the correction law, in relation to reimbursing localities for the costs of maintaining custody of coram nobis inmates

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

Section 1. Section 601-b of the correction law, as amended by chapter 494 of the laws of 1985, is amended to read as follows:

S 601-b. Coram nobis prisoners; reimbursement for costs. Whenever a prisoner is transferred from a state penal institution to a county jail or penitentiary, or a city prison operated by a city having a population of one million or more inhabitants, to await judicial review of his trial, the state shall pay to the city or county operating such facility the actual per day per capita cost, AS certified to the commissioner by the appropriate local official AND AS APPROVED BY THE STATE DIRECTOR OF THE BUDGET, for the care of such prisoner [but, in any case, the reimbursement rate shall not exceed twenty dollars per day per capita].

S 2. This act shall take effect on the first of September next succeeding the date on which it shall have become a law and shall apply to costs incurred by cities and counties on and after such date.

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

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