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

7962

2011-2012 Regular Sessions

I N A S S E M B L Y

May 25, 2011

Introduced by M. of A. SALADINO, N. RIVERA -- Multi-Sponsored by -- M. of A. McDONOUGH, MONTESANO -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to credit for jail time

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

Section 1. The opening paragraph of section 600-a of the correction law is designated subdivision 1 and a new subdivision 2 is added to read as follows:

2. CREDIT FOR TIME SERVED SHALL NOT BE GRANTED TO A DEFENDANT WHO HAS FAILED TO APPEAR AT ANY TIME AT THE DIRECTION OF THE COURT IN THE PROCEEDING. THE DEFENDANT WILL BE GIVEN AN OPPORTUNITY TO EXPLAIN THE REASON FOR SUCH FAILURE TO APPEAR AND MAY, AT THE DISCRETION OF THE COURT, BE GRANTED A PART OR ALL OF SUCH TIME SERVED IF THE FAILURE TO APPEAR WAS BEYOND THE CONTROL OF THE DEFENDANT.

S 2. This act shall take effect immediately, and shall apply to sentences pronounced on and after such effective date.

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

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