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

7237

2011-2012 Regular Sessions

I N A S S E M B L Y

April 19, 2011

Introduced by M. of A. KOLB -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to authorizing the use of the Ontario county correctional facility for the detention of persons under arrest being held for arraignment

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

Section 1. Section 500-a of the correction law is amended by adding a new subdivision 2-k to read as follows:

2-K. THE ONTARIO COUNTY CORRECTIONAL FACILITY MAY ALSO BE USED FOR THE DETENTION OF PERSONS UNDER ARREST BEING HELD FOR ARRAIGNMENT IN ANY COURT LOCATED IN THE COUNTY OF ONTARIO.

S 2. Section 500-c of the correction law is amended by adding a new subdivision 17 to read as follows:

17. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE COUNTY OF ONTARIO ALL THE PROVISIONS OF THIS SECTION SHALL EQUALLY APPLY IN ANY CASE WHERE THE SHERIFF IS HOLDING A PERSON UNDER ARREST FOR ARRAIGNMENT PRIOR TO COMMITMENT, AS IF SUCH PERSON HAS BEEN JUDICIALLY COMMITTED TO THE CUSTODY OF THE SHERIFF AND SUCH PERSON MAY BE HELD IN THE ONTARIO COUNTY CORRECTIONAL FACILITY.

S 3. This act shall take effect immediately, provided that the amendment to section 500-c of the correction law, made by section two of this act, shall not affect the repeal of such section pursuant to section 12 of chapter 907 of the laws of 1984, as amended, and shall be deemed repealed therewith.

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

LBD10746-01-1