

4929

2013-2014 Regular Sessions

I N   S E N A T E

May 1, 2013

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Introduced by Sen. NOZZOLIO -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to persons authorized to visit correctional facilities

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

1     Section 1. Subdivision 1 of section 146 of the correction law, as  
2 amended by chapter 291 of the laws of 2009, is amended to read as  
3 follows:  
4     1. The following persons shall be authorized to visit at pleasure all  
5 correctional facilities: The governor and lieutenant-governor, commis-  
6 sioner of general services, secretary of state, comptroller and attor-  
7 ney-general, members of the commission of correction, members of the  
8 legislature AND ANY EMPLOYEE OF THE DEPARTMENT AS REQUESTED BY THE  
9 MEMBER OF THE LEGISLATURE IF THE MEMBER REQUESTS TO BE SO ACCOMPANIED,  
10 PROVIDED THAT SUCH REQUEST DOES NOT IMPACT UPON THE DEPARTMENT'S ABILITY  
11 TO SUPERVISE, MANAGE AND CONTROL ITS FACILITIES AS DETERMINED BY THE  
12 COMMISSIONER, judges of the court of appeals, supreme court and county  
13 judges, district attorneys and every clergyman or minister, as such  
14 terms are defined in section two of the religious corporations law,  
15 having charge of a congregation in the county wherein any such facility  
16 is situated. No other person not otherwise authorized by law shall be  
17 permitted to enter a correctional facility except by authority of the  
18 commissioner of correction under such regulations as the commissioner  
19 shall prescribe. The provisions of this section shall not apply to such  
20 portion of a correctional facility in which inmates under sentence of  
21 death are confined.  
22     S 2. This act shall take effect immediately.

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

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