

6088--A

Cal. No. 442

2015-2016 Regular Sessions

I N S E N A T E

November 6, 2015

Introduced by Sens. LITTLE, MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommended to the Committee on Crime Victims, Crime and Correction in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the correction law, in relation to authorizing the Washington county correctional facility to also be used for the detention of persons under arrest being held for arraignment in any court located in the county of Washington and authorizing the Essex county correctional facility to also be used for the detention of persons under arrest being held for arraignment in any court located in the county of Essex

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

1 Section 1. Section 500-a of the correction law is amended by adding
2 two new subdivisions 2-o and 2-p to read as follows:
3 2-O. THE WASHINGTON COUNTY CORRECTIONAL FACILITY MAY ALSO BE USED FOR
4 THE DETENTION OF PERSONS UNDER ARREST BEING HELD FOR ARRAIGNMENT IN ANY
5 COURT LOCATED IN THE COUNTY OF WASHINGTON.
6 2-P. THE ESSEX COUNTY CORRECTIONAL FACILITY MAY ALSO BE USED FOR THE
7 DETENTION OF PERSONS UNDER ARREST BEING HELD FOR ARRAIGNMENT IN ANY
8 COURT LOCATED IN THE COUNTY OF ESSEX.
9 S 2. Section 500-c of the correction law is amended by adding two new
10 subdivisions 21 and 22 to read as follows:
11 21. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE COUNTY OF WASH-
12 INGTON ALL THE PROVISIONS OF THIS SECTION SHALL EQUALLY APPLY IN ANY
13 CASE WHERE THE SHERIFF IS HOLDING A PERSON UNDER ARREST FOR ARRAIGNMENT
14 PRIOR TO COMMITMENT, AS IF SUCH PERSON HAD BEEN JUDICIALLY COMMITTED TO

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

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1 THE CUSTODY OF THE SHERIFF AND SUCH PERSON MAY BE HELD IN THE WASHINGTON
2 COUNTY CORRECTIONAL FACILITY.

3 22. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE COUNTY OF ESSEX
4 ALL THE PROVISIONS OF THIS SECTION SHALL EQUALLY APPLY IN ANY CASE WHERE
5 THE SHERIFF IS HOLDING A PERSON UNDER ARREST FOR ARRAIGNMENT PRIOR TO
6 COMMITMENT, AS IF SUCH PERSON HAD BEEN JUDICIALLY COMMITTED TO THE
7 CUSTODY OF THE SHERIFF AND SUCH PERSON MAY BE HELD IN THE ESSEX COUNTY
8 CORRECTIONAL FACILITY.

9 S 3. This act shall take effect immediately; provided further, that
10 the amendments to section 500-c of the correction law made by section
11 two of this act shall not affect the repeal of such section and shall be
12 deemed repealed therewith.