STATE OF NEW YORK

48--A

2017-2018 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2017

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- recommitted to the Committee on Veterans, Homeland Security and Military Affairs in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to requiring the veterans health care information program to provide information concerning health issues to veteran's children; and to amend the correction law, in relation to requiring the department of corrections and community supervision to maintain records regarding the military background of certain individuals under its jurisdiction

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 1 of section 3803 of the public health law, as amended by chapter 743 of the laws of 2006, is amended to read as follows:

1. There is hereby created within the department the veterans health care information program (referred to in this section as the "program"), which shall provide information on health issues associated with military duty, including but not limited to Agent Orange, Gulf War Syndromes, toxic materials or harmful physical agents such as, depleted uranium, and hepatitis C, for veterans, their surviving spouses**, children of veterans** and health care providers.

§ 2. Subdivision 1 of section 29 of the correction law, as amended by section 12 of subpart A of part C of chapter 62 of the laws of 2011, is amended to read as follows:

1. The department shall continue to collect, maintain, and analyze statistical and other information and data with respect to persons subject to the jurisdiction of the department, including but not limited

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

LBD05715-02-8

to: (a) the number of such persons: placed in the custody of the department, assigned to a specific department program, accorded community supervision and declared delinquent, recommitted to a state correctional institution upon revocation of community supervision, or discharged upon maximum expiration of sentence; (b) the criminal history of such persons; (c) the social, educational, and vocational circumstances of any such persons; [~~and,~~] (d) the institutional and community supervision programs and the behavior of such persons**; and, (e) the military background and circumstances, if such person served in the United States armed forces**. Provided, however, in the event any statistical information on the ethnic background of the inmate population of a correctional facility or facilities is collected by the department, such statistical information shall contain, but not be limited to, the following ethnic categories: (i) Caucasian; (ii) Asian; (iii) American Indian; (iv) Afro-American/Black; and (v) Spanish speaking/Hispanic which category shall include, but not be limited to, the following subcategories consisting of: (1) Puerto Ricans; (2) Cubans; (3) Dominicans; and (4) other Hispanic nationalities.

§ 3. This act shall take effect on the one hundred eightieth day after it shall have become a law; provided, that any rules and regulations necessary for the timely implementation of this act on its effective date shall be promulgated on or before such date.