

# STATE OF NEW YORK

8682

## IN SENATE

May 10, 2018

Introduced by Sen. SEPULVEDA -- 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 executive law, in relation to the racial and ethnic makeup of the board of parole

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

1 Section 1. Subdivision 1 of section 259-b of the executive law, as  
2 amended by section 38-a of subpart A of part C of chapter 62 of the laws  
3 of 2011, is amended to read as follows:

4 1. There shall be in the department a state board of parole which  
5 shall possess the powers and duties hereinafter specified. The board  
6 shall function independently of the department regarding all of its  
7 decision-making functions, as well as any other powers and duties speci-  
8 fied in this article, provided, however, that administrative matters of  
9 general applicability within the department shall be applicable to the  
10 board. Such board shall consist of not more than nineteen members  
11 appointed by the governor with the advice and consent of the senate.  
12 Provided, however, beginning August first, two thousand nineteen, the  
13 number of members appointed shall be at least nineteen. The term of  
14 office of each member of such board shall be for six years; provided,  
15 however, that any member chosen to fill a vacancy occurring otherwise  
16 than by expiration of term shall be appointed for the remainder of the  
17 unexpired term of the member whom he is to succeed. In the event of the  
18 inability to act of any member, the governor may appoint some competent  
19 informed person to act in his stead during the continuance of such disa-  
20 bility. Provided, further, that all new appointments shall be made so  
21 that the racial and ethnic makeup of such board resembles the racial and  
22 ethnic makeup of the state's prison population.

23 § 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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