STATE OF NEW YORK

9810

IN ASSEMBLY

February 9, 2018

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

AN ACT to amend the executive law, in relation to board of parole appointment terms

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

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

1. There shall be in the department a state board of parole which shall possess the powers and duties hereinafter specified. The board shall function independently of the department regarding all of its decision-making functions, as well as any other powers and duties specified in this article, provided, however, that administrative matters of general applicability within the department shall be applicable to the board. Such board shall consist of not more than nineteen members appointed by the governor with the advice and consent of the senate. The term of office of each member of such board shall be for six years; provided, however, that any member chosen to fill a vacancy occurring otherwise than by expiration of term shall be appointed for the remainder of the unexpired term of the member whom he is to succeed. In the event of the inability to act of any member, the governor may appoint some competent informed person to act in his stead during the continuance of such disability. **Provided further, beginning January first, two thousand eighteen, all appointments shall be reduced to a term of five years. Any member already having served at least five years at such time, will immediately be subject to replacement or re-nomination, which shall be confirmed by no less than forty members of the state senate.**

§ 2. This act shall take effect immediately.

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

LBD09858-01-7