STATE OF NEW YORK

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3828

2019-2020 Regular Sessions

IN ASSEMBLY

January 31, 2019
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Introduced by M. of A. ORTIZ -- read once and referred to the Committee
   on Correction

AN ACT to amend the correction law, in relation to parole violators

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

1   Section 1. The correction law is amended by adding a new section 23-a
2 to read as follows:
3   **§ 23-a. Transfer of parole violators. 1. If any person presumptively**
4 **released, paroled, conditionally released, released to post-release**
5 **supervision, or received under the uniform act for out-of-state parolee**
6 **supervision shall have been arrested for violating one or more condi-**
7 **tions of his or her presumptive release, parole, conditional release or**
8 **post-release supervision, such person, after ten business days in any**
9 **local correctional facility, shall either be:**
10   **a. transferred to a state correctional facility, with the costs and**
11 **responsibilities associated with such transfer borne by the department**
12 **pursuant to section six hundred two of this chapter; or**
13   **b. kept in such local correctional facility, with the county's costs**
14 **of such temporary detainment reimbursed by the department where such**
15 **person has been convicted of a parole violation and a sentence has been**
16 **pronounced which requires that he or she be committed to the custody of**
17 **the commissioner.**
18   **2. The provisions of subdivision one of this section shall not apply**
19 **if the appropriate court grants an extension authorizing the detainee to**
20 **remain in the local correctional facility for up to twenty days per**
21 **extension.**
22   § 2. This act shall take effect on the one hundred twentieth day after
23 it shall have become a law. Effective immediately, the addition, amend-
24 ment and/or repeal of any rule or regulation necessary for the implemen-
25 tation of this act on its effective date are authorized to be made on or
26 before such date.