

# STATE OF NEW YORK

6088

2019-2020 Regular Sessions

## IN ASSEMBLY

February 27, 2019

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

AN ACT to amend the correction law, in relation to commissaries or  
canteens in correctional institutions

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

Section 1. Section 26 of the correction law, as amended by chapter 487  
of the laws of 1994, is amended to read as follows:

§ 26. [~~Establishment of commissaries~~] Commissaries or canteens in  
correctional institutions. 1. The commissioner may authorize the head of  
any institution in the department to establish a commissary or a canteen  
in such institution for the use and benefit of inmates. Items sold at  
the commissary or canteen shall be sold at the current market rate for  
such items, as based upon the cost of similar items for sale in the same  
region as the correctional facility. The moneys received by the head of  
the institution as profits from the sales of the commissary or canteen  
shall be deposited in a special fund to be known as the commissary or  
canteen fund and such funds shall be used for the general purposes of  
the institution subject to the provisions of section fifty-three of the  
state finance law.

2. Money placed into the commissary or canteen account or fund of an  
inmate shall only be used by the inmate for purchases at such commissary  
or canteen. No funds shall be removed from an inmate's commissary or  
canteen account or fund for a violation, as a penalty, or for any reason  
other than a purchase at such commissary or canteen.

§ 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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