

# STATE OF NEW YORK

4336

2021-2022 Regular Sessions

## IN ASSEMBLY

February 1, 2021

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

AN ACT to amend the correction law, in relation to an annual report of department statistics

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

1 Section 1. Section 29 of the correction law is amended by adding a new  
2 subdivision 5 to read as follows:

3 5. a. On or before the thirty-first day of March, two thousand twen-  
4 ty-two, and every year thereafter, the commissioner shall provide an  
5 annual report to the temporary president of the senate, the speaker of  
6 the assembly, the minority leader of the senate, the minority leader of  
7 the assembly and the chairs of the senate crime victims, crime and  
8 correction and assembly correction committees on inmate mortality inves-  
9 tigations conducted by the department. Such report shall include, but  
10 not be limited to: factors such as cause of death and circumstances  
11 surrounding death, age of inmate, sentence and time served, gender, race  
12 and ethnicity of inmate, commitment offense, facility and time served in  
13 facility in which death occurred, location of death within the facility  
14 or outside hospital and a statement as to whether or not such inmate was  
15 in receipt of specialized care or treatment or in disciplinary confine-  
16 ment, whether such inmate was retrieved by next of kin or buried on  
17 prison grounds, and any other such data as the department shall deem  
18 relevant. Such report shall include an analysis of any apparent trends  
19 and comparison to historic statistical data relating to inmate mortal-  
20 ity.

21 b. For all deaths that result from suicide or other categories of  
22 inmate death, a detailed preliminary report shall be provided to the  
23 recipients of the annual report listed in this section within seven days  
24 that specifies the name of the inmate and the circumstances of his or  
25 her death, the status of the investigation into such death, and whether

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

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1 any other inmates, staff or officers involved in the circumstances that  
2 resulted in the death of the inmate were injured, seriously injured or  
3 severely injured requiring outside hospitalization, or if any other such  
4 person has been suspended, detained or referred for prosecution. Upon  
5 completion of its investigation the department shall issue a final  
6 report to such recipients.

7 § 2. This act shall take effect on the one hundred twentieth day after  
8 it shall have become a law.