STATE OF NEW YORK

4649

2021-2022 Regular Sessions

IN SENATE

February 8, 2021

Introduced by Sen. AKSHAR -- 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 requiring the parole board to make a verbatim record of each parole release interview or revocation hearing within forty-five days after such interview or hearing

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

Section 1. Paragraph (a) of subdivision 6 of section 259-i of the executive law, as amended by chapter 363 of the laws of 2012, is amended to read as follows:

(a) (i) The board shall provide for the making of a verbatim record of each parole release interview[~~, except where a decision is made to release the inmate to parole supervision,~~] and each preliminary and final revocation hearing[~~, except when the decision of the presiding officer after such hearings result in a dismissal of all charged violations of parole, conditional release or post release supervision~~] **within forty-five days after such interview or hearing**.

(ii) [~~Notwithstanding the provisions of subparagraph (i) of this paragraph, the board shall provide for the making of a verbatim record of each parole release interview in~~] **In** all proceedings where the inmate is a detained sex offender as such term is defined in subdivision (g) of section 10.03 of the mental hygiene law[~~.~~]**,** [~~Such~~] **the verbatim** record **of each parole release interview made pursuant to subparagraph (i) of this paragraph** shall be provided to the office of mental health for use by the multidisciplinary staff and the case review panel pursuant to section 10.05 of the mental hygiene law.

§ 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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