STATE OF NEW YORK

8414

IN SENATE

February 28, 2022

Introduced by Sen. CLEARE -- 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 providing a right to representation by counsel for certain actions of the parole board

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

Section 1. The executive law is amended by adding a new section 259-u to read as follows:

§ 259-u. Right to representation by counsel. In any proceeding where an incarcerated individual is under consideration for release on parole under the provisions of this article and where such incarcerated individual is financially unable to retain counsel, the criminal court of the city of New York, the county court or district court in the county where the facility holding such incarcerated individual is located or where the proceeding is held, shall assign counsel in accordance with the county or city plan for representation placed in operation pursuant to article eighteen-B of the county law.

§ 2. This act shall take effect on the first of March next succeeding the date on which it shall have become a law.

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

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