STATE OF NEW YORK

5058--A

2021-2022 Regular Sessions

IN ASSEMBLY

February 10, 2021

Introduced by M. of A. PALMESANO, BLANKENBUSH, DeSTEFANO, FRIEND, J. M. GIGLIO, HAWLEY, McDONOUGH, MIKULIN, B. MILLER, MONTESANO, MORINELLO, NORRIS, REILLY, SAYEGH, SCHMITT, TAGUE, WALCZYK -- Multi-Sponsored by -- M. of A. BARCLAY, BYRNES, WALSH -- read once and referred to the Committee on Correction -- recommitted to the Committee on Correction in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the correction law, in relation to contraband screening at correctional facilities

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

Section 1. Section 112 of the correction law is amended by adding a new subdivision 6 to read as follows:

6. (a) The commissioner shall establish a contraband screening plan which shall include, but not be limited to:

(i) the use of a leashed and controlled canine trained to detect illegal drugs at the entrance of each correctional facility;

(ii) the search of visitors, correctional staff, bags and other items entering the facility which may include, but not be limited to, electronic searches, metal detectors, pat searches, visual searches of oral cavities, and any other legal technology at the commissioner's discretion;

(iii) the training of staff on up to date and current contraband screening procedures; and

(iv) a third-party secure vendor mail program to be utilized for the delivery of all non-privileged correspondence to incarcerated individuals including but not limited to, the order and delivery of all products to incarcerated individuals housed at correctional facilities.

(b) The commissioner shall provide a copy of such contraband screening plan as well as the prior year's plan including but not limited to

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

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results of the canine assignments, number of attempts to promote contraband, including data on contraband confiscated through the third-party secure vendor mail program and the number of urine tests and their results conducted statewide by facilities to the legislature by December thirty-first each year.

(c) The commissioner may promulgate any rules and regulations necessary to implement the provisions of this subdivision.

§ 2. This act shall take effect immediately.