STATE OF NEW YORK

1300

2023-2024 Regular Sessions

IN ASSEMBLY

January 17, 2023

Introduced by M. of A. AUBRY, BURDICK, WEPRIN -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to incarcerated individuals with a serious mental illness

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

Section 1. Subparagraph (i) of paragraph (e) of subdivision 6 of section 137 of the correction law, as amended by chapter 322 of the laws of 2021, is amended to read as follows:

(i) he or she [~~has a current diagnosis of, or is diagnosed at the initial or any subsequent assessment conducted during the incarcerated individual's segregated confinement with, one or more of the following types of Axis I diagnoses, as described in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders, and such diagnoses shall be made based upon all relevant clinical factors, including but not limited to symptoms related to such diagnoses:~~

~~(A) schizophrenia (all sub-types),~~

~~(B) delusional disorder,~~

~~(C) schizophreniform disorder,~~

~~(D) schizoaffective disorder,~~

~~(E) brief psychotic disorder,~~

~~(F) substance-induced psychotic disorder (excluding intoxication and withdrawal),~~

~~(G) psychotic disorder not otherwise specified,~~

~~(H) major depressive disorders, or~~

~~(I) bipolar disorder I and II~~] **is a person with a serious mental illness, as defined in subdivision fifty-two of section 1.03 of the mental hygiene law**;

§ 2. This act shall take effect on the ninetieth day after 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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