STATE OF NEW YORK

7047

2023-2024 Regular Sessions

IN ASSEMBLY

May 10, 2023

Introduced by M. of A. LAVINE -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to release of a principal from custody upon proof of posting bail

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

Section 1. The criminal procedure law is amended by adding a new section 520.50 to read as follows:

§ 520.50 Release from custody.

Upon proof that bail has been paid and accepted by the state of New York, by means of cash bail, an insurance company bail bond, a secured surety bond, a secured appearance bond, a partially secured surety bond, a partially secured appearance bond, an unsecured surety bond, an unsecured appearance bond, or credit card or similar device, of the designated amount, the principal must be forthwith released from custody. The court clerk shall send the release order electronically to the entity in whose custody the principal has been committed. The entity in whose custody the principal has been committed shall accept an electronic transmission of the release order sent by the court clerk. The office of court administration shall promulgate rules and regulations to ensure compliance with the electronic signatures and records act including, but not limited to, the use of electronic signatures, records, and seals.

§ 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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