

STATE OF NEW YORK

308

2023-2024 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sen. SALAZAR -- 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 correction law, in relation to reporting requirements for temporary release programs

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

1 Section 1. Section 853 of the correction law, as amended by chapter
2 757 of the laws of 1981, subdivisions (a), (b), (e) and (f) as amended
3 by chapter 322 of the laws of 2021, is amended to read as follows:

4 § 853. Reporting and information. To ensure the accurate maintenance
5 and availability of statistics and records with respect to participation
6 in temporary release programs, the department shall maintain the follow-
7 ing information relative to the operation of temporary release programs:

8 (a) number of incarcerated individual participants in each temporary
9 release program;

10 (b) number of incarcerated individuals approved for each temporary
11 release program;

12 (c) number of incarcerated individuals denied participation in each
13 temporary release program and general reasons for denial;

14 (d) number of incarcerated individuals participating in temporary
15 release for whom written approval of the commissioner was required
16 pursuant to subdivision two of section eight hundred fifty-one of this
17 [~~chapter~~] article;

18 [~~(e)~~] (e) number and type of individual programs approved for each
19 participant;

20 [~~(d)~~] (f) approved participating employers and educational insti-
21 tutions;

22 [~~(e)~~] (g) number of incarcerated individuals arrested;

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

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1 ~~(f)~~(h) incarcerated individuals involuntarily returned for
2 violations by institution;

3 ~~(g)~~(i) absconders still at large;

4 ~~(h)~~(j) number of disciplinary proceedings initiated and the results
5 thereof;

6 ~~(i)~~(k) number of temporary release committee decisions appealed and
7 the results thereof by institution;

8 ~~(j)~~(l) reports or information made available to the department with
9 respect to the participation of individuals in such programs, including
10 any incidents of absconding or re-arrest.

11 The department shall also forward to the state commission of
12 correction quarterly reports including, but not limited to, the informa-
13 tion identified in subdivisions (a), (b), ~~(c)~~, (d), ~~(e)~~, (f) ~~and~~,
14 (g), ~~(h) and (i)~~ of this section and such other information requested by
15 the commission or available to the department with respect to such
16 programs.

17 § 2. This act shall take effect immediately.