STATE OF NEW YORK

5087

2023-2024 Regular Sessions

IN SENATE

February 22, 2023

Introduced by Sen. CLEARE -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the judiciary law, in relation to requiring certain justices and judges to visit the correctional facility with the highest population in the county in which such justice or judge was elected or appointed

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

Section 1. The judiciary law is amended by adding a new section 211-b to read as follows:

§ 211-b. Correctional facility visitation requirements for judges and justices. 1. The chief judge shall require justices of the supreme court, judges of the county court and judges of the court of claims, regularly sitting in a criminal term or in a term with criminal as well as civil jurisdiction to visit the correctional facility with the highest population of incarcerated individuals in the county in which such justice or judge is appointed or elected within two years of such appointment or election and every two years thereafter. Such visitation requirement shall be in addition to the requirements pursuant to 22 NYCRR section 17.1.

2. Within six months of a visit to the correctional facility as required by subdivision one of this section, the justice or judge shall prepare a report on the conditions of such correctional facility and submit such report to the clerk of the court of appeals. Such conditions shall include, but not be limited to the welfare of incarcerated individuals, healthcare provided to incarcerated individuals, sanitary conditions in the correctional facility and any disciplinary actions against employees of the correctional facility and incarcerated individuals.

§ 2. This act shall take effect immediately.

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

LBD03150-01-3