STATE OF NEW YORK

5170

2023-2024 Regular Sessions

IN SENATE

February 23, 2023

Introduced by Sens. SEPULVEDA, PARKER -- 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 confidential hearing records

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

Section 1. Section 138 of the correction law is amended by adding a new subdivision 8 to read as follows:

8. An attorney representing an incarcerated individual in any appeal of a disciplinary proceeding or in any lawsuit related to such a proceeding shall be provided with a copy of the entire hearing record but shall not redisclose such records or any information contained in the records to any person not otherwise authorized by law to obtain them. The name, identification number, housing location or work assignment of any confidential informant may be redacted from such hearing record.

§ 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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