STATE OF NEW YORK

1969

2023-2024 Regular Sessions

IN SENATE

January 17, 2023

Introduced by Sen. SEPULVEDA -- 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 executive law, in relation to permitting emergency medical parole during a time of crisis

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

Section 1. The executive law is amended by adding a new section 259-u to read as follows:

§ 259-u. Emergency medical parole during a time of crisis. 1. During a state disaster emergency, as defined in article two-B of this chapter which places the lives, health or well-being of vulnerable people in custody at risk, the board shall release to community supervision anyone in custody who has a disability as defined in paragraph (a) of subdivision twenty-one of section two hundred ninety-two of this chapter and who is at serious risk for death, disease or other harm due to such emergency provided such person has a reasonably stable living situation upon release and does not pose an unreasonable current public safety risk.

2. Any individual released under these emergency circumstances shall remain under community supervision, unless such supervision is revoked pursuant to subdivision three of section two hundred fifty-nine-i of this article, for the remainder of their sentence or until such time that the commissioner decides it is appropriate to terminate such supervision pursuant to the limitations set forth in section two hundred five of the correction law.

§ 2. This act shall take effect immediately.

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

LBD00267-01-3