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:

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

§ 853. Reporting and information. To ensure the accurate maintenance and availability of statistics and records with respect to participation in temporary release programs, the department shall maintain the following information relative to the operation of temporary release programs:

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

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

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

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

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

[~~(d)~~](f) approved participating employers and educational institutions;

[~~(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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[~~(f)~~]**(h)** incarcerated individuals involuntarily returned for violations by institution;

[~~(g)~~]**(i)** absconders still at large;

[~~(h)~~]**(j)** number of disciplinary proceedings initiated and the results thereof;

[~~(i)~~]**(k)** number of temporary release committee decisions appealed and the results thereof by institution;

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

The department shall also forward to the state commission of correction quarterly reports including, but not limited to, the information identified in subdivisions (a), (b), **(c),** (d), [~~(e),~~] (f) [~~and~~]**,** (g)**, (h) and (i)** of this section and such other information requested by the commission or available to the department with respect to such programs.

§ 2. This act shall take effect immediately.