

# STATE OF NEW YORK

4795

2023-2024 Regular Sessions

## IN SENATE

February 14, 2023

Introduced by Sen. CLEARE -- 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 requiring at least one member of the state board of parole be a formerly incarcerated person

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

1 Section 1. Subdivision 1 of section 259-b of the executive law, as  
2 amended by section 38-a of subpart A of part C of chapter 62 of the laws  
3 of 2011, is amended to read as follows:

4 1. There shall be in the department a state board of parole which  
5 shall possess the powers and duties hereinafter specified. The board  
6 shall function independently of the department regarding all of its  
7 decision-making functions, as well as any other powers and duties speci-  
8 fied in this article, provided, however, that administrative matters of  
9 general applicability within the department shall be applicable to the  
10 board. Such board shall consist of not more than nineteen members  
11 appointed by the governor with the advice and consent of the senate. At  
12 least one member of the board shall be a formerly incarcerated person.  
13 The term of office of each member of such board shall be for six years;  
14 provided, however, that any member chosen to fill a vacancy occurring  
15 otherwise than by expiration of term shall be appointed for the remain-  
16 der of the unexpired term of the member whom he is to succeed. In the  
17 event of the inability to act of any member, the governor may appoint  
18 some competent informed person to act in his stead during the contin-  
19 uance of such disability.

20 § 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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