STATE OF NEW YORK

7972

2025-2026 Regular Sessions

IN SENATE

May 15, 2025

Introduced by Sen. TEDISCO -- 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 allowing victim impact statements to be submitted at parole revocation hearings

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

Section 1. Subparagraphs (iii) and (x) of paragraph (f) of subdivision 3 of section 259-i of the executive law, as amended by chapter 427 of the laws of 2021, are amended to read as follows:

(iii) **(A)** Both the alleged violator and an attorney who has filed a notice of appearance on [~~his or her~~] **the alleged violator's** behalf in accordance with the rules of the board of parole shall be given written notice of the date, place and time of the hearing pursuant to subparagraph (ix) of paragraph (c) of this subdivision.

(B) Upon the request of a victim of a crime for which the alleged violator is on parole, the department shall inform the victim by letter of the date, place and time of the hearing. As used in this paragraph, "victim" has the meaning specified in section 440.50 of the criminal procedure law.

(x) **(A)** If the presiding officer is satisfied that there is clear and convincing evidence that the alleged violator violated one or more conditions of release in an important respect, [~~he or she~~] **the presiding officer** shall so find. For each sustained technical violation the presiding officer shall direct that no earned time credits shall be awarded for the thirty day period commencing from the date of the sustained violation. For any absconding violation found, the presiding officer shall direct that no earned time credits shall be awarded for the entire time period during which a releasee was found to have absconded from supervision.

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

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(B) If the presiding officer finds that the alleged violator violated one or more conditions of release in an important respect, the presiding officer shall inform the victim of a crime for which the alleged violator is on parole of the victim's right to submit a written, audiotaped, or videotaped victim impact statement to the presiding officer or to meet personally with the presiding officer and make such a statement.

§ 2. This act shall take effect immediately.