

STATE OF NEW YORK

5899

2025-2026 Regular Sessions

IN SENATE

March 3, 2025

Introduced by Sens. LANZA, HELMING -- 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 the retaking of
certain persons absconding from parole or other conditional release

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

1 Section 1. Short title. This act shall be known and may be cited as
2 "Cesar's law".
3 § 2. Paragraph (i) of subdivision 3 of section 259-i of the executive
4 law, as amended by section 38-f-1 of subpart A of part C of chapter 62
5 of the laws of 2011, is amended to read as follows:
6 (i) Where there is reasonable cause to believe that a presumptive
7 releasee, parolee, conditional releasee or person under post-release
8 supervision has absconded from supervision the board [~~may~~] shall declare
9 such person to be delinquent and a warrant shall be issued for the
10 retaking of such person and for such person's temporary detention
11 according to the rules of the board, and the board shall immediately
12 notify the law enforcement agency having jurisdiction of the locality in
13 which such absconder resides. This paragraph shall not be construed to
14 deny such person a preliminary revocation hearing upon [~~his~~] such
15 person's retaking, nor to relieve the department of any obligation it
16 may have to exercise due diligence to retake the alleged absconder, nor
17 to relieve the parolee or releasee of any obligation [~~he~~] such person
18 may have to comply with the conditions of [~~his~~] such person's release.
19 § 3. 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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