



CHAIRMAN'S MEMORANDUM

NO. 04-2011 October 27, 2011

TO: SHERIFFS, CHIEF ADMINISTRATIVE OFFICERS AND COMMISSIONERS OF CORRECTION

RE: AGREEMENTS FOR CUSTODY OF INMATES FROM OTHER STATES

Effective September 23, 2011, a new Correction Law §500-o has been added to allow Sheriffs, Commissioners of Correction and other persons in charge of a local correctional facility to enter into an agreement with a correctional institution of another state to house inmates serving a sentence exceeding ninety (90) days but less than one year. L.2011, Ch. 573. Pursuant to the provisions of Correction Law §500-o, any such agreement is subject to the approval of the Commission of Correction.

Given the various and complicated issues surrounding such interstate agreements, including transportation, custody exchange and the provision of foreign state rights, the Commission has determined it beneficial and necessary to promulgate rules and regulations. Consequently, until applicable rules and regulations governing the interstate agreements have been made effective, the Commission will not approve any such agreement submitted pursuant to Correction Law §500-o.

Thomas A. Beilein, Chairman

New York State Commission of Correction
80 Wolf Road, 4th Floor
Albany, New York 12205
(518) 485-2346

Thomas A. Beilein, Chairman
Phyllis Harrison-Ross, M.D., Commissioner