

RULE REVIEW

STATE COMMISSION OF CORRECTION

Five-Year Review of Rules Adopted by the
State Commission of Correction in Calendar Year 1999
Required to be Reviewed in
Calendar Year 2004

As required by Chapter 262 of the Laws of 1996, the following is a list of rules which were adopted by the State Commission of Correction in calendar year 1999 and which must be reviewed in calendar year 2004. Public comment on the continuation or modification of these rules were invited. No comments were received. Based upon the belief that said rules further the Commission's mission to provide for a safe, stable and humane correctional system in New York State, and absent public comment to the contrary, the Commission has determined and hereby gives notice pursuant to State Administrative Procedure Act §207(4) that the rules listed below shall continue without modification.

CMC-17-99-00003 Repeal of section 7009.7; renumbering of section 7009.8 to 7009.7; and amendment of section 7009.2, paragraph (1) of subdivision (a) of section 7009.5, and subdivision (a) of section 7009.6 of Title 9 NYCRR.

Analysis of the need for the rule: The rule is needed to streamline provisions and ensure that prisoners are provided with nutritionally adequate diets.

Legal basis for the rule: Correction Law section 45(6)

CMC-12-99-00013 Amendment of subdivision (a) of section 7032.2 and addition of new subdivision (c) to section 7006.9 of Title 9 NYCRR.

Analysis of the need for the rule: This rule is needed to authorize local correctional facilities to impose a disciplinary surcharge, not to exceed \$5, upon inmates found guilty of misbehavior.

Legal basis for the rule: Correction Law section 45(6)

CMC-44-98-00008 Part 7400 of Title 9 NYCRR is renumbered 7202. Chapters III and IV of Title 9 NYCRR are redesignated Chapters IV and V, respectively. Parts 7400-7499 of Title 9 NYCRR are designated Chapter III.

Analysis of the need for the rule: This rule is needed to establish a new Chapter III of Title 9 NYCRR for Minimum Standards and Regulations for Management of Office of Children and Family Services' Secure Facilities for Juvenile Offenders.

Legal basis for the rule: Correction Law section 45(6-b).

