

# RULE REVIEW

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## State Commission of Correction

### State Commission of Correction Five Year Review of Rules Adopted by the State Commission of Correction in Calendar Years 1999, 2004 and 2009 Required to be Reviewed in Calendar Year 2014

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 years 1999, 2004 and 2009 and which must be reviewed in calendar year 2014. Public comment on the continuation or modification of these rules was 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-12-99-00013      Amendment of subdivision (a) of section 7032.2 and addition of a new subdivision (c) to section 7006.9 of Title 9 NYCRR.

Analysis of the need for the rule: The 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 sections 45(6) and 42(b)(1).

CMC-17-99-00003      Repeal of § 7009.7; renumbering of § 7009.8 to 7009.7; and amendment of § 7009.2, paragraph (1) of subdivision (a) of § 7009.5, and subdivision (a) of § 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-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: The 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).

CMC-31-09-00005      Amendment the title of Part 7016 and the addition of § 7016.2 of Title 9 NYCRR.

Analysis of the need for the rule: The rule is needed to allow for

automated and electronic deposits to inmate institutional fund accounts in county correctional facilities.

Legal basis for the rule: Correction Law section 45(6) and 45(15).

CMC-10-09-00001      Addition of a new Chapter III of Subtitle AA of Title 9 NYCRR.

Analysis of the need for the rule: The rule is needed to enact minimum standards and regulations for the management of secure facilities operated by OCFS.

Legal basis for the rule: Correction Law sections 45(6-b) and 45(10).

