

**2018 NYSAC Legislative Conference  
Standing Committee on Public Safety  
Resolution #1**

**Resolution Calling on the Governor and the State Legislature to Provide  
Funding for the State Mandate Pertaining to Inmate Supervision/Drug  
Overdose Precautions at County Operated Correctional Facilities**

**WHEREAS**, State law requires that each county in New York “maintain a county jail,” under County Law; Section 217, which further requires that within each county “the sheriff ... shall have custody of the county jail” and that they “receive and safely keep in the county jail of his county each person lawfully committed to his custody;” and

**WHEREAS**, this is the case in each county, except for New York City and Westchester, where a separate Department of Corrections has been established to manage their jails; and

**WHEREAS**, all local corrections institutions in New York State are overseen by a constitutionally-created Commission on Correction (SCOC) charged with “visiting and inspecting or causing to be visited and inspected by members of its staff, all institutions used for the detention of sane adults charged with or convicted of crime”; and

**WHEREAS**, in a local correctional facility, the sheriff’s office is responsible for ensuring the safety, health, and security of all individuals who are committed to the custody of the sheriff; and

**WHEREAS**, in 2016 the SCOC Chairman issued a memorandum requiring inmate supervision for drug and alcohol overdose prevention immediately following intake of an individual to the jail suspected of being under the influence of drugs or alcohol; and

**WHEREAS**, while this practice is helpful to ensure safety, health, and security, without the proper funding, manpower and training for correction officers it is hard to implement appropriately.

**NOW, THEREFORE, BE IT RESOLVED**, that the New York State Association of Counties (NYSAC) calls on the Governor and the New York State Legislature to support the efficient and satisfactory implementation of this dedicated supervision by providing funding necessary to accommodate the increase in financial burden placed on taxpayers by mandating this dedicated supervision; and

**BE IT FURTHER RESOLVED**, that copies of this resolution shall be sent to member counties for their consideration; and

**BE IT FURTHER RESOLVED** that NYSAC shall forward copies of this resolution to Governor Andrew M. Cuomo, Chairman of the State Commission On Corrections, the New York State Legislature and all others deemed necessary and proper.