



CHAIRMAN'S MEMORANDUM

NO. 2-2008 January 28, 2008

TO: SHERIFFS, COMMISSIONERS OF CORRECTION, CHIEF ADMINISTRATIVE OFFICERS

RE: Foreign State Commitments

The Commission of Correction recently conducted an investigation of a county jail in New York State that had accepted and incarcerated inmates pursuant to a commitment issued by a court of a foreign state. Please be advised that such a practice is unlawful and must not occur under any circumstance.

To further explain a county jail's obligations and responsibilities with regard to this issue, attached please find a legal opinion from Brian M. Callahan, an attorney in the Commission's Office of Counsel. If you should have any questions after reviewing this opinion, please feel free to contact the Commission's Office of Counsel.

Daniel L. Stewart, Chairman