

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
~~City~~ of ERIE
~~Town~~
~~Village~~

Local Law No. 4 of the year 19 94

A local law amending Erie County Local Law number ten of nineteen hundred eighty-nine,
(Insert Title) constituting the Erie County Code of Ethics, in relation to
filing disclosure statements.

Be it enacted by the LEGISLATURE of the
(Name of Legislative Body)

Country
~~City~~ of ERIE
~~Town~~
~~Village~~ as follows:

SECTION 1. Section three of Erie county local law number ten of nineteen hundred eighty-nine, constituting the Erie county code of ethics is hereby amended by amending renumbering subdivisions d, e, f, g, h, i, and j thereof as subdivisions e, f, g, h, i, j, and k, respectively.

SECTION 2. Section three of Erie county local law number ten of nineteen hundred eighty-nine, constituting the Erie county code of ethics, is hereby amended by adding a new subdivision d thereto to read as follows:

d. Except as otherwise provided in this code, the term "employee" shall mean any person who receives a salary or wage from the county of Erie, whether as an elected officer, officer or employee.

SECTION 3. Section three of Erie county local law number ten of nineteen hundred eighty-nine, constituting the Erie county code of ethics, is hereby amended by amending subdivision g thereof to read as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

g. For purposes of subdivision b of section eight of this local law, the term "officer or employee" shall mean the head or heads of any department, division, special district or other administrative unit of county government and their deputies and assistants; and such others who hold policy making positions as annually determined by the appointing authority and set forth in a written instrument which shall be filed with the Erie county board of ethics during the month of February. Said designation of those officers or employees as policy making may be challenged by the designated officers or employees upon filing a written petition in opposition to such designation within thirty days from the filing of such designation with the Erie county board of ethics. The aforementioned board of ethics shall upon receipt of a petition in opposition promptly make a determination as to the petition's merits upon a majority vote of a quorum of the board, and shall notify all interested parties within ten days of its decision.

SECTION 4. Section eight of Erie county local law number ten of nineteen hundred eighty-nine, constituting the Erie county code of ethics, is hereby amended to read as follows:

Section 8. Disclosure. a. Every employee of the county of Erie, other than those persons required to make annual financial disclosures under subdivision b of this section, shall file, within ten days of taking office, or within ten days of appointment to a position of employment with Erie county, and annually on the fifteenth day of May in every year, the following disclosure statement:

COUNTY OF ERIE
EMPLOYEE DISCLOSURE FORM

File this form with your department head. Every section must be filled out. If you have no employment or interest to disclose, write "NOT APPLICABLE" in the first line of that section.

NAME: _____

POSITION: _____

DEPARTMENT: _____

WORK: ADDRESS: _____

HOME ADDRESS: _____

WORK TELEPHONE: _____ HOME TELEPHONE: _____

1. State every employment for pay which you now hold, whether full time or part time, other than your employment with the County of Erie:

EMPLOYER: _____

ADDRESS : _____

TELEPHONE: _____

YOUR POSITION: _____

YOUR USUAL WORK HOURS: _____

2. State the name of any firm or partnership of which you are a member:

BUSINESS NAME: _____

ADDRESS: _____

TELEPHONE: _____

NATURE OF BUSINESS: _____

USUAL HOURS OF WORK: _____

3. State any self employment or business which you own or operate personally:

BUSINESS NAME: _____

ADDRESS: _____

TELEPHONE: _____

NATURE OF BUSINESS: _____

USUAL HOURS OF WORK: _____

4. State the Name of any corporation in which you, your spouse or your minor children hold five per cent or more of the stock:

CORPORATE NAME: _____

ADDRESS: _____

TELEPHONE: _____

NATURE OF BUSINESS: _____

YOUR POSITION WITH CORPORATION: _____

I file this statement pursuant to Section 8 of the Erie County Code of Ethics. Any false statement or failure

to provide required information shall be punishable under the laws prohibiting filing of a false statement.

Date: _____

Signature

Such disclosure form shall be filed with the department head or other person appointing the officer or employee, and shall be held in the permanent personnel record of the employee or officer. Such record shall be made available to the Erie county board of ethics at any time, upon request of the board.

b. The following form of financial disclosure shall be filed annually by every elected official; officer or employee; political party official; and candidate for elected office, as those terms are defined in section three of this local law:

SECTION 5. This local law shall be effective immediately.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

~~1. (Final adoption by local legislative body only.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the (Country)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 19 94 of the (Country)(City)(Town)(Village) of Erie was duly passed by the Erie County Legislature on April 28, 19 94, and was (approved)(not disapproved)(repassed after disapproval) by the ERIE COUNTY EXECUTIVE and was deemed duly adopted on June 1, 19 94, in accordance with the applicable provisions of law.
(Elective Chief Executive Officer*)

~~3. (Final adoption by referendum.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the (Country)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 19____, in accordance with the applicable provisions of law.~~

~~4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ of the (Country)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, in accordance with the applicable provisions of law.~~

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, became operative.~~

~~6. (County local law concerning adoption of Charter.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19____ pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.~~

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2, above.



Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body.

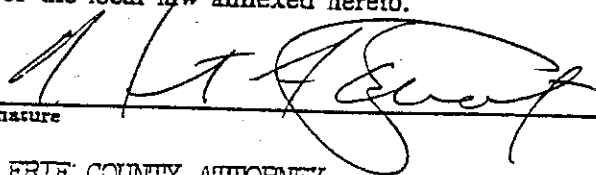
(Seal)

Date: 6/2/94

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF ERIE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature

ERIE COUNTY ATTORNEY

Title

County
City of ERIE
Town
Village

Date: 6/2/94