

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County
~~City~~
~~Town~~ of Lewis
~~Village~~
Local Law No. 2 of the year 19 67

A local law amending Local Law No. 4, Year 1956, County of Lewis, being
(Insert title)
a local law amending rules and regulations of the Administration
of the Lewis County Self-Insurance Plan.

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

County
~~City~~
~~Town~~ of Lewis as follows:
~~Village~~

NO. 2 OF THE YEAR 1967
LOCAL LAW (INTRODUCTORY NO. 11967#2)

COUNTY OF LEWIS

A Local Law Amending Local Law No. 4, Year 1956, County of Lewis, being a Local Law Enumerating Rules and Regulations of the Administration of the Lewis County Self-Insurance Plan.

Introduced by Supervisor Irving J. Kraeger, Chairman of the Workmen's Compensation Committee.

BE IT ENACTED by the Board of Supervisors of the County of Lewis as follows:

Section 1. Local Law No. 4, Year 1956, County of Lewis entitled "A Local Law enumerating Rules and Regulations for the Administration of the Lewis County Self-Insurance Plan." is hereby amended to read as follows:

Section 1. Rules and Regulations for the Administration of the Lewis County Self-Insurance Plan are hereby promulgated.

A. In addition to the county, participation in the Lewis County Self-Insurance Plan shall be available to all of the eighteen (18) towns and nine (9) villages within said county.

B. Participants as defined in subdivision A hereof and other than those in the plan at the time of its adoption, shall be admitted as of January first following the date of application for participation; provided, however, that a certified copy of a resolution of the governing body of the applicant shall be filed with the committee by the preceding July first.

A participant may withdraw from the plan effective at the end of a fiscal year, by filing with the committee by the preceding July first notice of such withdrawal. The assessment percentage for such participant shown in the last annual estimate and apportionment of costs shall be applied to the amount of the plan's outstanding liabilities at the date of withdrawal, to produce the amount payable by the participant.

The amount payable by a participant upon withdrawal shall be collected in full, or in such installments and at such dates as the Board of Supervisors may determine.

C. The share of each participant in the plan shall be collected as provided in section 67 of the Workmen's Compensation Law, except that the share of the Towns and Villages participating in the plan shall be collected by inclusion in the next succeeding tax levy.

D. A reserve of \$200,000.00 is hereby established for the plan. Such amount shall be accumulated by including in each annual estimate a sum not to exceed \$2,000.00. However, beginning in fiscal year 1965 such amount may be accumulated by (a) the inclusion in each annual estimate of a sum not exceeding \$4,000.00, or by (b) the transfer to said reserve of any unexpended balance in current funds, or by (c) the addition to said reserve of any income earned from the investment of the funds in such reserve, or by (d) such combination of said methods as the Workmen's Compensation Committee of the Board of Supervisors may deem proper. The first installment shall be included in the annual estimate for 1957.

When the amount of the reserve is at the maximum, any amount expended therefrom shall be restored by one or more of the aforesaid methods, as said Workmen's Compensation Committee may designate.

E. Every new employee of any participant in the plan, from and after January 1, 1957, shall undergo a physical examination before undertaking any of the duties of his employment, except in case of an emergency or except in case said employee had been previously examined within a period of six months.

Standard medical examination reports will be furnished by the Workmen's Compensation Committee, upon request, and shall be made in duplicate, the original to be filed with the Committee, and the duplicate to be retained by the medical examiner. The cost of such examination shall be an expense of the plan.

No participant shall allow an employee to assume a position, the duties of which will aggravate any physical defect or disability known at the date of employment.

F. Each participant shall maintain a record of all injuries received by employees in the course of their employment. The following or equivalent reports required to be filed with the Chairman of the Workmen's Compensation Board at 214 South Warren Street, Syracuse, New York, pursuant to the Workmen's Compensation Law shall be filed promptly, and a copy thereof shall be filed at the same time with the Clerk of the Lewis County Workmen's Compensation Committee:

Forms C-2 and C-2.5	Employer's Report of injury Employer's Report of injured Employee's change in employment status resulting from injury
Form C-61	Supplemental report of employer in death case
Form C-240	Employer's statement of wage earnings (Preceding date of accident)

Notice shall be given promptly to the Workmen's Compensation Committee upon an injured person resuming his employment.

Forms for reports to be filed by participants pursuant to this subdivision shall be furnished by and be an expense of the plan.

The committee shall report to the Board of Supervisors failure of a participant to file required reports and the board of supervisors may take such action as it deems proper, as provided herein.

G. Participants in the plan shall cooperate with the committee by promptly filing all required reports, by aiding in the investigation of claims, and the furnishing any additional aid or information that may be required to carry out the provisions and the intent of the Workmen's Compensation Law.

H. The Board of Supervisors may by resolution impose the following penalties on participants:

For failure to file reports Fine not to exceed \$50.00

For failure to require medical
examination prior to employment Fine not to exceed \$50.00

The Board of Supervisors may by resolution expel a participant for failure to observe the rules and regulations adopted, or for any violation of the provision of the Workmen's Compensation Law; provided, however, that a participant shall be notified in writing, at least thirty days prior to the effective date of expulsion; and further provided, that expulsion shall not relieve a participant from paying its share of the outstanding liabilities of the plan at the date of expulsion.

I. An employer who knowingly permits or employs a minor under eighteen years of age to work in violation of any provision of the Labor Law, or in violation of any rule heretofore or hereafter adopted by the Board of Standards and Appeals, shall be liable for the increased awards provided by Section 14-a of the Workmen's Compensation Law.

Section 2. (a) That pursuant to Section 2, Group 19 of the Workmen's Compensation Law this Local Law is to cover all employees or officers, elective or appointive, or otherwise not enumerated in Section 3, Subdivision 1, Groups 1 to 17, inclusive of the Workmen's Compensation Law.

(b) That the requirement of a physical examination shall not apply to officers, whether elective or appointive.

Section 3. That this Local Law shall take effect immediately.

Section 2. That this Local Law shall take effect immediately upon all proper legal requirements being met.

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

(Final adoption by local legislative body only.)

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

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

2. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

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

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

4. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
County
of the City of was duly passed by the on
Town (Name of Legislative Body)
Village
..... 19..... not disapproved
and was approved by the on
repassed after disapproval Elective Chief Executive Officer
..... 19..... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 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 board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

5. I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 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 the 19 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 above.

Norathy E. Kotel

Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

Date: ~~November~~ 1957

(Seal)

(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 Lewis

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.

George J. Joseph

(Title of Officer)

County Lewis
Town of
Village

Dated: ~~November~~ 10, 1957