

Local Law Filing

*New York State Department of State
162 Washington Avenue, Albany, NY 12231*

(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 of Lewis

Local Law No. 2 of the Year 2000

A Local Law known as the "A Local Law Amending Local Law No. 4-1956, County of Lewis, as Subsequently Amended, Being a Local Law Enumerating Rules and Regulations of the Administration of the Lewis County Self-Insurance Plan".

(Insert Title)

Be it enacted by the **Lewis County Board of Legislators** of the **County of Lewis**, as follows:

SECTION 1.

That Local Law No. 4-1956, County of Lewis, as subsequently amended, entitled "A LOCAL LAW ENUMERATING RULES AND REGULATIONS OF THE ADMINISTRATION OF LEWIS COUNTY SELF-INSURANCE PLAN" is hereby amended to modify Section 1, C to read as follows:

C. Apportionment of Costs

The annual estimate of expenses shall be apportioned among the participants in a manner consistent with New York State Workers' Compensation Law, and recommended by the plan administrator and approved by Resolution of the Board of Legislators.

The apportionment formula(s) shall be established to cover a three year period and should be established before July 1st of the appropriate year.

SECTION 2.

That Local Law No. 4-1956, County of Lewis, as subsequently amended, entitled "A LOCAL LAW ENUMERATING RULES AND REGULATIONS OF THE ADMINISTRATION OF LEWIS COUNTY SELF-INSURANCE PLAN" is hereby amended to modify Section 1, E to read as follows:

E. Every volunteer firefighter/ambulance squad member, highway and public water works employee of any participant in the plan, from and after January 1, 2001, shall undergo a physical examination and be accepted for inclusion under the Lewis County Self-Insurance Plan by the Workers' Compensation Committee of Lewis County Board of Legislators or its duly authorized clerk, before undertaking any of the duties of his or her employment, except in case of an emergency or except in case said employee has been previously examined within a period of six months. Failure to take such a physical examination and be so approved and accepted by said Workers' Compensation Committee, or its duly authorized Clerk, shall deny all coverage hereunder to such employee and such employee shall forfeit and be denied such coverage.

Every Public Health and Hospice nurse and home health aide of any participant in the plan, from and after January 1, 2001, shall undergo a physical examination and a functional evaluation and be accepted for inclusion under the Lewis County Self-Insurance Plan by the Workers' Compensation Committee of Lewis County Board of Legislators or its duly authorized clerk, before undertaking any of the duties of his or her employment, except in case of an emergency or except in case said employee has been previously examined within a period of six months. Failure to take such a physical examination and be so approved and accepted by said Workers' Compensation Committee, or its duly authorized Clerk, shall deny all coverage hereunder to such employee and such employee shall forfeit and be denied such coverage.

Standard medical examination reports will be furnished by the Workers' Compensation Committee upon request, and shall be made in triplicate, the original to be filed with the Committee, the duplicate to be retained by the employee, and the triplicate 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.

SECTION 3.

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

(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. 2 of 2000, of the County of Lewis was duly passed by the Lewis County Board of Legislators on June 27, 2000, in accordance with the applicable provisions of law.

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. _____ of 19__, of the County, City, Town, Village of _____ was duly passed by the _____ on _____, 19__, and was approved, not disapproved, repassed after disapproval, by the _____, and was deemed duly adopted on _____, 19__, in accordance with the applicable provisions of law.

3. (Final Adoption by Referendum.)

I hereby certify that the Local Law annexed hereto, designated as Local Law No. _____ of 19__, of the County, 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 a 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 County, 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__, of the City of _____ 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 the 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 1, above.


Clerk of the County Legislative Body, City, Town or Village
Clerk or officer designated by local legislative body
TERESA L. KENEALY, CLERK


Date: June 27, 2000

(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 test and that all proper proceedings have been had or taken for the enactment of the Local Law annexed hereto.


Signature - KEVIN M. McARDLE, ESQ.
LEWIS COUNTY ATTORNEY

(Title)
County of Lewis
Date: June 27, 2000