

County of Tioga

Local Law No. 1 of the Year 1991.

A Local Law imposing a Local Surcharge for an Enhanced Emergency Telephone System.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1: DEFINITIONS

a) "Service Supplier" means a telephone corporation which provides local exchange access service within Tioga County.

b) "System Costs" means the costs associated with obtaining and maintaining the telecommunications equipment and the telephone service costs necessary to establish and provide an E-911 system.

SECTION 2:

Commencing March 1, 1991 there shall be imposed on each customer of a service supplier within Tioga County a surcharge of \$.35 per access line per month.

SECTION 3:

No surcharge, levied pursuant to Section 2 of this Local Law, shall be imposed upon more than seventy-five (75) exchange access lines per customer per location.

SECTION 4:

Lifeline customers or any municipality which has enacted a Local Law pursuant to the provisions of Article 6 of the County Law shall be exempt from any surcharge imposed by this Local Law.

SECTION 5:

The service supplier shall act as collection agent for Tioga County and shall remit the funds collected as the surcharge to the Treasurer of the County every

month. Such funds shall be remitted no later than thirty (30) days after the last business day of such month.

SECTION 6:

The service supplier shall annually provide to the County an accounting of the surcharge amounts billed and collected.

SECTION 7:

Each service supplier customer who is subject to the provisions of this Local Law shall be liable to the County for the surcharge until it has been paid to the County, except that payment to a service supplier is sufficient to relieve the customer from further liability for such surcharge.

SECTION 8:

All surcharge monies remitted to the County by a service supplier and all other monies dedicated to the payment of system costs from whatever source derived or received by the County shall be expended only upon authorization of the County Legislature and only for the payment of system costs.

SECTION 9:

- a) The County shall separate accounts for and keep adequate books and records of the amount and sums of all such revenues and of the amount and object or purpose of all expenditures thereof.
- b) If at the end of any fiscal year the total amount of all such revenues exceeds the amount necessary and expended for payment of system costs in such fiscal year, such unencumbered cash surplus shall be carried over for the payment of system costs in the following fiscal year.

SECTION 10:

This Local Law shall take effect immediately upon filing in accordance with the Municipal Home Rule Law.

(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. 1 of 1991 of the (County) of Tioga was duly passed by the Tioga County Legislature on January 14, 1991, 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 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.

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 , become operative.

*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.

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 1, above.

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

(Seal)

Date:

(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 Tioga

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

Title

County of Tioga

City

Town

Village

Date: