

County of Tioga

Local Law No. 2 of the Year 1991.

A Local Law amending the Tioga County Ethics Law.

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

**SECTION 1**

Article II(h) is hereby amended to read as follows:

(h) "County Elected Official" means the County Executive, a County Legislator, the County Clerk, the District Attorney, the County Coroner, the County Treasurer or Comptroller, the sheriff and candidates for said elected offices.

**SECTION 2:**

Article II(n) is hereby amended to read as follows:

(n) "Reporting Category" for the purpose of completing the financial disclosure reports pursuant to Article IV, sections 3 and 4 of this law, means the category of interest, income, value or worth of said reported items. No exact dollar amounts are to be included in the completion of the statements of financial disclosure; rather all amounts are to be indicated using the following categories:

"A". \$0 - \$5,000

"B". \$5,001 - \$10,000

"C". \$10,001 - \$25,000

"D". \$25,001 - \$50,000

"E". \$50,001 - \$100,000

"F". Over \$100,001

**SECTION 3:**

Article IV(3) is hereby amended to read as follows:

(3) The attached list, set forth herein as "Exhibit A" shall be the list of positions required to provide financial disclosure. Said list may be amended from time to time by the "Chief Elected Official" in accordance with Article 18

of the New York State General Municipal Law to reflect current County staffing positions.

**SECTION 4:**

Article IV(4) is hereby amended to read as follows:

(4) Financial disclosure shall be accomplished by the completion of a form substantially similar to that of the form attached to this law, which is incorporated by substance by reference herein. Financial disclosure shall be required of all those officers and employees as stated in Article IV(3) above. This statement shall be completed and returned to the Ethics Board on or before May 15 of the year for which the employment is in effect. The financial disclosure form may be inspected by the public in accordance with applicable provisions of law, provided that all categories of value or amount shall be deleted from public inspection.

**SECTION 5:**

Article IV(5) is hereby deleted, and Article IV, Sections 6, 7, 8 and 9 are hereby renumbered 5, 6, 7 & 8.

**SECTION 6:**

Article VI(4)(A) and (d) are hereby amended to read as follows:

(a) The Board of Ethics shall possess all powers and duties authorized by Section 808 of the General Municipal Law and such powers and duties as set forth in Section 813 of the General Municipal Law as are necessary to perform the functions and duties of said Board.

(d) The Board of Ethics shall promulgate rules and regulations in furtherance of its powers and duties enumerated herein. Said rules and regulations shall include rules governing the conduct of adjudicatory proceedings and appeals relating to the assessment of the civil penalties herein authorized. In addition to any other powers and duties specifically provided by law, the Board shall have the power and duty to:

(i) Administer and enforce the provisions of this local law.

(ii) Conduct any investigation necessary to carry out the provisions of this local law. Pursuant to this power and duty, the Board may administer oaths or affirmations, subpoena witnesses, compel their attendants and require the production of any books or records which it may deem relevant or material.

**SECTION 7:**

Article IX is hereby amended to read as follows:

The Tioga County Legislature hereby designates the attached form as the official annual statement of financial disclosure for the purposes of fulfilling the requirements of Article IV, Sections 3 and 4 respectively, of the Tioga County Ethics and Disclosure Law.

**SECTION 8:**

The annual statement of financial disclosure, County of Tioga, is hereby amended as follows:

(a) Delete reference to "Level A".

(b) Paragraph 3(b) is hereby amended to read as follows:

b. Business Positions. List any office, trusteeship, directorship, partnership or other position in any business, association, proprietary, or not-for-profit organization for you, your spouse and your dependent children, if any, and indicate whether these businesses currently or in the past are involved with the County of Tioga in any manner.

(c) Paragraph 3(c) is hereby amended to read as follows:

c. Outside Employment. Describe any outside occupation, employment, trade, business or profession held by you, your spouse and your dependent children, if any, and indicate whether such activities are regulated by any State or local agency, as well as any contract, promise or agreement for past or future employment with respect to your present employment with Tioga County.

(d) Delete the Level B form.

**SECTION 9:**

The following list is hereby added to said Local Law as "Exhibit A":

**EXHIBIT A**

**POSITION:**

Board of Health Members (all)

Budget Officer

Civil Defense, Director of

Community Service Board Members (all)

Coroners (all)

County Attorney

County Clerk  
County Treasurer  
Deputy County Clerk  
Deputy County Treasurer  
District Attorney  
Donations Committee Members/Certified Home Health Agency (all)  
Donations Committee/Hospice (all)  
Elections Board Commissioners (all)  
Environmental Health, Director of  
Ethics Board Members (all)  
Fire Coordinator  
Health, Commissioner of  
Industrial Development Agency Members (all)  
Legislators (all)  
Legislature, Chairman of  
Legislature, Clerk of  
Mental Health, Deputy Director for Administration  
Mental Health, Director of  
Personnel Officer  
Planning Board Members (all)  
Planning, Director of  
Probation, Director of  
Public Defender  
Public Works, Commissioner of  
Real Property Tax Services, Director of  
Sheriff  
Social Services, Commissioner of  
Social Services, Executive Assistant & Deputy Commissioner  
Solid Waste Commission Members (all)  
Solid Waste Manager  
Undersheriff  
Weights & Measures, Director of  
Youth Bureau Board Members (all)

#### ***SECTION 10: SEVERABILITY***

Should any portion of this local law be determined to be unconstitutional or improper, said determination shall have no bearing on the severable remainder of this local law.

#### ***SECTION 11: EFFECTIVE DATE***

This local law shall take effect upon filing with the Secretary of State.



(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 1991 of the (County) of Tioga was duly passed by the Tioga County Legislature on February 11, 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 on 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: