

LOCAL LAW NO.

TITLE

1 of 1999	PROHIBITING BODY PIERCING OF MINORS
2 of 1999	AMENDING SECTION 6.08.C OF THE RENSSELAER COUNTY CHARTER
3 of 1999	A LOCAL LAW REQUIRING CRIMINAL BACKGROUND CHECKS ON CERTAIN INDIVIDUALS PROVIDING SERVICES TO RENSSELAER COUNTY RESIDENTS
4 of 1999	ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 70, LAWS OF 1999 FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF RENSSELAER
5 of 1999	A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF THE YEAR 1999
6 of 1999	PROHIBITING SELF-SERVICE SALE OF TABACCO PRODUCTS

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

~~City~~

~~Town~~

~~Village~~

of Rensselaer

Local Law No. 1 of the year 1999

A local law PROHIBITING BODY PIERCING OF MINORS
(Insert Title)

BY: KELLEHER

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

County

~~City~~

~~Town~~

~~Village~~

of RENSSELAER as follows:

Section 1. Legislative Intent.

This Legislature finds that the practice of body piercing involves the penetration of the skin, which, if done improperly, can lead to potential health risks.

This Legislature further finds and determines that a significant and possibly growing number of minors are engaging in the practice of body piercing.

Therefore, the purpose of this law is to prohibit the body piercing of minors, pursuant to the County's exercise of its inherent power to protect the public health, safety and general welfare of its citizens.

Section 2. Definitions.

"Body Piercing" and "Piercing Device" shall have the same meaning as set forth in Section 2 of Local Law No. 6 of 1998.

Section 3. Prohibition.

A. No person shall knowingly pierce, or offer to pierce, for compensation, any part of the body of an individual under the age of eighteen (18) years, except by the ears, by means of a "Piercing Device".

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

B) If the body piercing is offered in conjunction with the sale of an item of jewelry actually being used in connection with the body piercing, then that service or act shall be deemed to have been provided for compensation.

Section 4. Penalties.

Any person who knowingly and willfully violates Section 3 of this law shall be guilty of a violation, punishable by a fine of up to Two Hundred Fifty Dollars (\$250). Any person who knowingly and willfully violates Section 3, after having previously been convicted of such offense, shall be guilty of an unclassified misdemeanor, punishable by a fine of up to One Thousand Dollars (\$1,000.00) or fifteen (15) days in jail.

Section 5. Exception.

The prohibition contained in Section 3 of this law shall not apply in those instances in which at least one parent or legal guardian of such individual under the age of eighteen (18) years consents, in writing, to such body piercing.

Section 6. Effective Date.

This law shall take effect immediately upon filing in the office of the Secretary of State.

Local Law ADOPTED by the following vote:

Ayes: 19

Nays: 0

Abstain: 0

February 9, 1999

Approved by the County Executive:

Dated: 2/26/99

Signed: _____



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County

City

Town

Village

of RENSSELAER

APR 15 1999

Local Law No. 2 of the year 1999

A local law AMENDING SECTION 6.08.C OF THE RENSSELAER COUNTY CHARTER
(Insert Title)

BY: KELLEHER

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

County

City

Town

Village

of RENSSELAER

as follows:

Section 1.

Subsection C of Section 6.08 of the Rensselaer County Charter creating a Public Safety Advisory Board is amended to read as follows:

C. There shall be a Public Safety Advisory Board of seventeen members, each appointed by the County Legislature, one member upon the recommendation of the Chairman of the Legislature and one member upon the recommendation of the Minority Leader of the Legislature, two members upon the recommendation of the County Executive, one member shall be a volunteer firefighter, one member shall be a professional fire fighter, one member shall be a police officer, one member shall be an emergency medical technician, one member shall be the Deputy Director of Public Safety E-911, one member shall be upon the recommendation of the New York State Division of State Police, one member shall be upon the recommendation of the Rensselaer County Sheriff, one member shall be upon the recommendation of the Rensselaer County District Attorney, one member shall be upon the recommendation of the Rensselaer County Fire Chief's Association, one member shall be upon the recommendation of the Rensselaer County Ambulance Association, one member shall be upon the recommendation of the Rensselaer Organization United for Senior Endeavors, one member

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

shall be upon the recommendation of the Rensselaer County Fire Advisory Board, and one member shall be upon the recommendation of the Rensselaer County Traffic Safety Board, which shall serve in an advisory capacity to the Director of the Bureau of Public Safety.

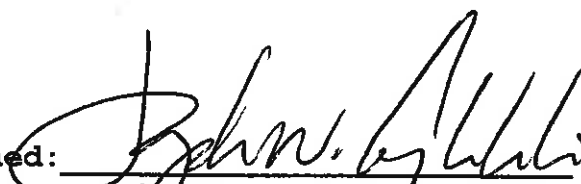
SECTION 3.

This Local Law shall take effect upon filing with the office of the Secretary of State of the State of New York.

Local Law ADOPTED by the following vote:

Ayes: 17
Nays: 0
Abstain: 0
April 13, 1999

Dated: 4-28-99

Signed: 
Joseph W. Cybulski
Deputy County Executive

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RECEIVED
13 1999

County
City of Rensselaer
Town
Village

Local Law No. 3 of the year 1999.

A local law A Local Law Requiring Criminal Background Checks
(Insert Title)
on Certain Individuals Providing Services to
Rensselaer County Residents.

By: Jimino

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

County
City of Rensselaer
Town
Village as follows:

Section 1. Legislative intent and purpose.

A. This Legislature finds and determines that to protect the health, safety, and welfare of persons receiving nursing home care or day care or home care services, that Rensselaer County and any person, corporation, or other entity seeking to contract with the County on or after the effective date of this Local Law to provide such services must require all employees and prospective employees who will be assigned to clients under the supervision of Rensselaer County to be fingerprinted and have their criminal history record reviewed.

B. This Legislature further finds and determines that the Division of Criminal Justice Services (DCJS) requires that local laws must contain certain elements to grant them authority to conduct fingerprinting and criminal history record checks.

C. Accordingly, the purpose of this Local Law is to provide authority for the fingerprinting and criminal history record checks of nursing home, home care and day care providers and employees and prospective employees who will be assigned to clients under the supervision of Rensselaer County prior to Rensselaer County entering into a contractual relationship with said service providers.

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County

~~City~~ of Rensselaer

~~Town~~
~~Village~~

Local Law No. 4 of the year 19 99

A local law electing a retirement incentive program as authorized by Chapter 70,

(Insert Title)

Kelleher Laws of 1999 for the eligible employees of the County of Rensselaer.

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County

~~City~~ of Rensselaer

~~Town~~
~~Village~~

as follows:

Section 1. The County of Rensselaer hereby elects to provide all of its eligible employees with a retirement incentive program authorized by Chapter 70, Laws of 1999.

Section 2. The commencement date of the retirement incentive program shall be October 2, 1999.

Section 3. The open period during which eligible employees may retire and receive the additional retirement benefit, shall be ninety (90) days in length.

Section 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Rensselaer for each employee who receives the retirement benefits payable under this local law.

Section 5. This act shall take effect pursuant to the provisions of the Municipal Home Rule Law of the State of New York.

Local Law adopted by the following vote:

Ayes: 17

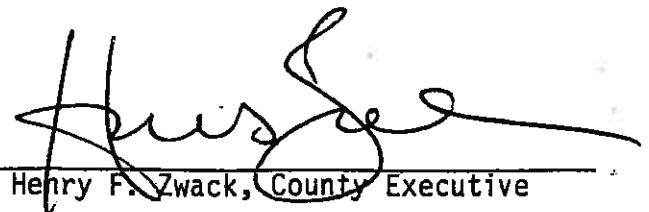
Nays: 0

Abstain: 0

July 30, 1999

Approved by the County Executive:

Dated: August 18, 1999


Henry F. Zwack, County Executive

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County

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~~Town~~
~~Village~~

Local Law No. 5 of the year 1999

A local law A Local Law Amending Local Law No. 3 of the
(Insert Title) Year 1999

By: Jimino
Legislature

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

County Rensselaer
City of
Town as follows:
Village Section 1.

Section 10. Paragraph 1 of Local Law No. 3 of the Year 1999 entitled "A Local Law Requiring Criminal Background Checks on Certain Individuals Providing Services to Rensselaer County Residents" is amended as follows:

Section 10. Effective date.

This law shall take effect March 1, 2000 and shall apply to all entities or persons contracting with the County of Rensselaer to provide nursing home services, day care services or home care services on or after said date and shall further apply to all Rensselaer County employees providing such services hired on or after such date. Further, the provisions of Section 3 shall not be applicable to providers of day care services until approved by New York State pursuant to Social Services Law Section 390.3 (f)(i).

Local Law ADOPTED by the following vote:

Ayes: 17


Nays: 0

Abstain: 0

July 30, 1999

Approved by the County Executive:

Dated: August 19, 1999 Signature:


Henry F. Zwack
County Executive

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41 STATE STREET, ALBANY, NY 12231-0001

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County of Rensselaer

Local Law No. 6 of the year 1999

A local law prohibiting self-service sale of tobacco products
(Insert Title)

By: Brownell, Mahoney, Brearton, Durkee, Walsh

Be it enacted by the Rensselaer County Legislature of the
(Name of Legislative Body)

County of Rensselaer as follows:

Section 1. Legislative Findings.

The County Legislature hereby finds that placement of tobacco products in self-service displays and open store shelves enables shoplifting to occur and that the use of vending machines where those less than eighteen years of age congregate allows for the illegal purchase of tobacco products by minors. To prevent these problems, tobacco products should be placed behind store counters or otherwise stored or displayed in a secure location accessible only to vendors and their employees, and vending machines should be placed only in areas where there is direct supervision by management of the establishment, thereby limiting access to persons under the age of 18.

Section 2. Purpose.

It is the purpose of this local law to aid enforcement of laws prohibiting the sale of tobacco products to minors, to reduce minors access to tobacco, and to reduce the incidence of minors shoplifting tobacco products by eliminating open-access displays and increasing the sales clerk and management interaction during the sale transaction.

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

(1)

Section 3. Definitions

For the purpose of this local law:

- a. "Person" shall mean any natural person, partnership, corporation, government agency, association, other legally defined entity or any combination of individuals and corporations, by whatever means organized.
- b. "Tobacco product" shall mean cigarettes, smokeless tobacco, cigarette tobacco, powdered tobacco, snuff, pipe tobacco, and cigars.

Section 4. Self Service Sale Restrictions.

It shall be unlawful for any person to display or store a tobacco product for sale, storage, or distribution without charge, in a manner which permits the purchaser or recipient of the tobacco product direct access or self service to the tobacco product.

Section 5. Exemption.

The provisions of Section 4 of this local law shall not be applicable to the sale of tobacco products otherwise permissible pursuant to the provisions of Section 1399-dd of the Public Health Law.

Section 6. Enforcement.

The Rensselaer County Sheriff's Department, any other law enforcement agency whose jurisdictional area includes all or part of Rensselaer County and any person designated by the Rensselaer County Director of Health is authorized to issue any person found in violation of this local law a notice of violation to appear before a hearing officer designated by the Rensselaer County Director of Health. The Rensselaer County Director of Health is authorized to enforce the provisions of this local law by administrative proceedings held in accordance with the provisions of Article 1 of the Rensselaer County Sanitary Code.

Section 7. Penalties.

Any person found to be in violation of this local law shall be liable for civil penalty of not more than Two Hundred and Fifty (\$250.00) Dollars for the first violation, not more than Five Hundred (\$500.00) for each subsequent violation committed within a two-year period of the last prior violation.

Any penalty imposed and collected pursuant to this local law shall be remitted to the Rensselaer County Health Department and used by the Department for the adolescent tobacco use prevention and control efforts of the Department.

Section 8. Severability.

If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 9. Effective Date.

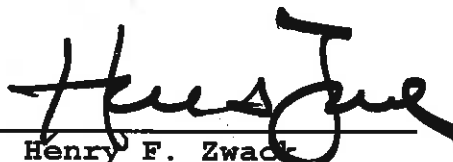
This local law shall become effective ninety (90) days after the filing of this local law with the Secretary of State of the State of New York pursuant to the applicable provisions of the Municipal Home Rule Law of the State of New York.

Local Law ADOPTED by the following vote:

Ayes: 18
Nays: 1 (Hammond)
Abstain: 0
December 3, 1999

Approved by the County Executive

Dated: Dec 30, 1999


Henry F. Zwack
County Executive