

LOCAL LAW NO.

TITLE

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|-----------|---|
| 1 of 2006 | AUTHORIZING THE RENSSELAER COUNTY EXECUTIVE TO MAKE APPLICATION FOR REDESIGNATION OF CERTAIN AREAS WITHIN THE COUNTY OF RENSSELAER AS AN EMPIRE ZONE |
| 2 of 2006 | ADOPTING A NOTIFICATION POLICY PURSUANT TO SECTION 208 OF THE STATE TECHNOLOGY LAW |
| 3 of 2006 | ADDING SECTION 2.09 TO THE RENSSELAER COUNTY CHARTER |
| 4 of 2006 | AMENDING SECTION 3.03 C OF THE RENSSELAER COUNTY CHARTER |
| 5 of 2006 | AMENDING SECTION 2 OF THE RENSSELAER COUNTY CHARTER BY ADDING SECTION 2.10, 2.11 AND 2.12 |
| 6 of 2006 | OF THE COUNTY OF RENSSELAER, NEW YORK ESTABLISHING RESIDENCY RESTRICTIONS IN THE COUNTY OF RENSSELAER FOR SEX OFFENDERS WHO HAVE COMMITTED CRIMINAL OFFENSES AGAINST MINORS |

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231-0001

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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 Rensselaer

Local Law No. 4 of the year 2002

A local law authorizing the Rensselaer County Executive to make application for
(Insert Title)
redesignation of certain areas within the County of Rensselaer as an
Empire Zone

By: Brownell, Herrington, Dedrick

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

County of Rensselaer as follows:

WHEREAS, Pursuant to Local Law No. 4 of the year 2002, the County of Rensselaer authorized the Rensselaer County Executive to prepare and submit the application for designation of the Empire Zone, pursuant to Section 961 of the General Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board on November 25, 2002; and

WHEREAS, The New York State Legislature and the Governor have enacted into law changes to the Empire Zones program, whereby each existing Empire Zone must configure its existing zone acreage into three/six "distinct and contiguous" areas; and

WHEREAS, Pursuant to Sections 961 and 957(d) of the General Municipal Law, as amended, the County of Rensselaer hereby proposes to authorize the Rensselaer County Executive to prepare and submit Rensselaer County's application for redesignation of the existing Empire Zone into six "distinct and contiguous" areas, including a description of the areas identified for such redesignation, to the New York State Commissioner of Economic Development for ultimate approval by the Empire Zones Designation Board; and

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

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WHEREAS, Such designation could greatly benefit the County of Rensselaer in that new businesses would be encouraged to expand in the zone area and new and expanded businesses would generate new jobs for Rensselaer County residents; and

WHEREAS, A draft of the amended Zone Development Plan is hereby authorized to be submitted along with the redesignation application to the New York State Commissioner of Economic Development;

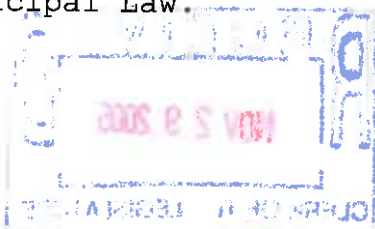
NOW, THEREFORE, BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF RENSSELAER AS FOLLOWS:

Section 1. The Rensselaer County Executive is hereby authorized and empowered to submit an application for redesignation of certain areas within the County of Rensselaer as an Empire Zone; provided, however, that such authorization and empowerment shall be conditioned upon the concurrence, through proper resolutions of the governing bodies of any and all cities, towns and villages in which such zone is located with respect to such application.

Section 2. The boundaries of the areas to be included in such Empire Zone shall be as described and set forth in Schedule B, annexed hereto and made a part hereof.

Section 3. Pursuant to the requirements of Section 963(a) of the General Municipal Law, the Rensselaer County Executive shall continue to serve as the Local Empire Zone Certification Officer of the Rensselaer County Empire Zone and shall, pursuant to regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty, to wit: certify, jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those business enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

Section 4. Pursuant to Article 18-B of the General Municipal Law, the Local Empire Zone Administrative Board as presently constituted is hereby continued. The Local Empire Zone Administrative Board, pursuant to Section 963(a) of the General Municipal Law, as amended, shall approve for certification by the Zone Certification Officer, the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, the applications of those businesses eligible for certification to receive the benefits referred to in Section 966 of the General Municipal Law and shall perform all other duties required of it pursuant to Section 963(b) of the General Municipal Law.



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County of Rensselaer

Local Law No. 2 of the year 2006

A local law Adopting A Notification Policy Pursuant to Section 208 of the State
(Insert Title)
Technology Law

By: Goodermote, Brownell, Harrington

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

County of Rensselaer as follows:

Section 1. Legislative Intent. The intent of this local law is to provide a notification policy pursuant to and consistent with the provisions of Section 208 of the State Technology Law, adopted by Chapter 442 of the Laws of 2005, effective December 7, 2005.

Section 2. As used in this local law, the following terms shall have the following meanings:

(a) "Private information" shall mean personal information in combination with any one or more of the following data elements, when either the personal information or the data element is not encrypted or encrypted with an encryption key that has also been acquired:

- (1) social security number;
- (2) driver's license number or non-driver identification card number; or
- (3) account number, credit or debit card number, in combination with any required security code, access code, or password which would permit access to an individual's financial account.

"Private information" does not include publicly available information that is lawfully made available to the general public from federal, state or local government records.

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

(1)

(b) "Breach of the security of the system" shall mean unauthorized acquisition or acquisition without valid authorization of computerized data which compromises the security, confidentiality or integrity of personal information maintained by the County. Good faith acquisition of personal information by an employee or agent of the County for the purposes of the County is not a breach of the security of the system, provided that the private information is not used or subject to unauthorized disclosure.

In determining whether information has been acquired, or is reasonably believed to have been acquired, by an unauthorized person or a person without valid authorization, the County may consider the following factors, among others:

- (1) indications that the information is in the physical possession and control of an unauthorized person, such as a lost or stolen computer or other device containing information; or
- (2) indications that the information has been downloaded or copied; or
- (3) indications that the information was used by an unauthorized person, such as fraudulent accounts opened or instances of identity theft reported.

(c) "County" or "County entity" shall mean the County of Rensselaer, New York, its agencies, boards, bureaus, divisions, committees, commissions, councils, departments, public authorities, public benefit corporations, offices or other governmental entities performing a governmental or proprietary function for the County of Rensselaer. It shall not include Hudson Valley Community College.

(d) "Consumer reporting agency" shall mean any person or entity which, for monetary fees, dues or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties, and which uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports.

Section 3. Any County entity that owns or licenses computerized data that includes private information shall disclose any breach of the security of the system following discovery or notification of the breach in the security of the system to any resident of New York state whose private information was, or is reasonably believed to have been, acquired by a person without valid authorization. The disclosure shall be made in the most expedient time possible and without unreasonable delay, consistent with the legitimate needs of law enforcement, as provided in subdivision four of this section, or any measures necessary to determine the scope of the breach and restore

the reasonable integrity of the data system. Such County entity shall consult with the Rensselaer County Bureau of Research and Information Services for the purpose of determining the scope of the breach and restoration measures.

Section 4. Any County entity that maintains computerized data that includes private information which such entity does not own shall notify the owner or licensee of such information of any breach of the security of the system immediately following discovery, if the private information was, or is reasonably believed to have been, acquired by a person without valid authorization.

Section 5. The notification required by this local law may be delayed if a law enforcement agency determines that such notification impedes a criminal investigation. The notification required by this local law shall be made after such law enforcement agency determines that such notification does not compromise such investigation.

Section 6. The notice required by this local law shall be directly provided to the affected persons by one of the following methods:

(a) written notice;

(b) electronic notice, provided that the person to whom notice is required has expressly consented to receiving said notice in electronic form and a log of each such notification is kept by the County entity which notifies affected persons in such form; provided further, however, that in no case shall any person or business require a person to consent to accepting said notice in said form as a condition of establishing any business relationship or engaging in any transaction;

(c) telephone notification, provided that a log of each such notification is kept by the County entity which notifies such affected persons; or

(d) substitute notice, when the reasonable cost of providing notice as above would exceed two thousand five hundred dollars, or that the affected class of subject persons exceeds five hundred, or the County entity does not have sufficient contact information. Substitute notice shall consist of both of the following:

(1) e-mail notice when such County entity has e-mail addresses for the subject persons; and

(2) conspicuous posting of the notice on the County's website page.

Section 7. Regardless of the method by which notice is provided, such notice shall include contact information for the County entity making the notification and a description of the categories of

information what were, or are reasonably believed to have been, acquired by a person or entity without valid authorization, including specification of which of the elements of personal information and private information were, or are reasonably believed to have been, so acquired.

Section 8. In the event that any New York residents are to be notified, the County shall notify the state attorney general, the state consumer protection board and the state office of cyber security and critical infrastructure coordination as to the timing, content and distribution of the notices and the approximate number of affected persons. Such notice shall be made without delaying notice to such affected New York residents. In the event that more than five hundred New York residents are to be notified at one time, the County shall also notify consumer reporting agencies as to the timing, content and distribution of the notices. The consumer reporting agencies to be so notified shall be those specified on a list to be compiled and maintained by the state attorney general and made available to the County upon request for same. Such notice shall be made without delaying notice to such affected New York residents.

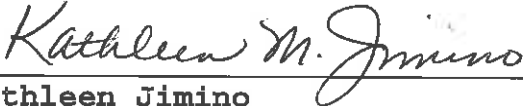
Section 9. Effective date. This local law shall take effect upon filing with the Secretary of State of the State of New York, pursuant to the provisions of the Municipal Home Rule Law.

Local Law ADOPTED by the following vote:

Ayes: 19
Nays: 0
Abstain: 0
March 14, 2006

Approved by the County Executive:

Dated: 3/28/06



Kathleen Jimino
County Executive



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County of Rensselaer

Local Law No. 3 of the year 2006

A local law Adding Section 2.09 to the Rensselaer County Charter.
(Insert Title)

By: Kelleher, Walsh, Salisbury, Mirch, Bauer, Brearton, Brownell,

Goodermote, Herrington, McHugh, Reid, Stammel, Swartz

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

County of Rensselaer as follows:

Section 2.09 Structure of Salaries for Members of the County Legislature. There shall be an annual salary for members of the County Legislature of \$20,000 for each member of the Legislature, \$25,000 for Vice Chairman of the Legislature, Vice Chairman of the Legislature for Finance, Majority Leader and Minority Leader, and \$30,000 for Chairman of the Legislature.

A motion was made by Mrs. O'Brien with a second by Mr. Hammond to Table the Local Law Adding Section 2.09 of the Rensselaer County Charter.

Local Law TABLED by the following vote:

Ayes: 6

Nays: 12 (Kelleher, Walsh, Salisbury, Mirch, Bauer, Brearton, Brownell, Goodermote, Herrington, Reid, Stammel, Swartz)

Local Law ADOPTED by the following vote:

Ayes: 12

Nays: 6 (O'Brien, Fasoldt, Grimm, Hammond, Harrington, Zweig)

Abstain: 0

May 9, 2006

Approved by the County Executive:

Dated: 5/22/06
CLERK OF THE COUNTY

Kathleen M. Jimino
Kathleen Jimino
County Executive

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County of Rensselaer

Local Law No. 4 of the year 2006

A local law Amending Section 3.03 C of the Rensselaer County Charter
(Insert Title)

By: Salisbury, Kelleher, Hammond

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

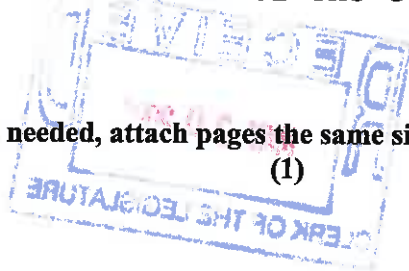
Section 1. Legislative Intent. This legislative body recognizes its obligation to limit the volume of resolutions and related paperwork generated in connection with the performance of its duties and responsibilities, insofar as may be practicable and consistent with the public interest. Accordingly, inasmuch as the dollar limit on contracts required to be submitted to this legislature for its approval has not been increased since its imposition in 1980, it is both reasonable and appropriate to effect an increase at this time.

Section 2. Contractual limit to be increased. Section 3.03 C of the Rensselaer County Charter shall be and hereby is amended as follows, to wit:

C-Contracts. He/She shall make, sign and implement all contracts as authorized by the County Legislature on behalf of the County within the terms and appropriations approved therefore except that the County Executive may make, sign or implement such contracts not exceeding \$10,000.00 without authorization of the County Legislature.

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(1)



Section 3. Effective date. This local law shall take effect upon filing with the office of the Secretary of State of the State of New York, pursuant to the applicable provisions of the Municipal Home Rule Law.

Local Law ADOPTED by the following vote:

Ayes: 19

Nays: 0

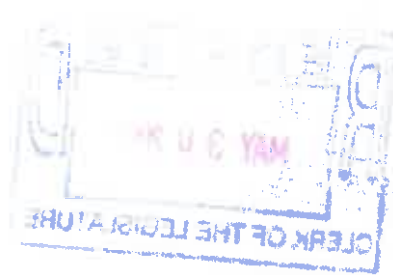
Abstain: 0

July 11, 2006

Approved by the County Executive:

Dated: 7/24/06

Kathleen M. Jimino
Kathleen M. Jimino
County Executive



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County of Rensselaer

Local Law No. 5 of the year 2006

A local law Amending Section 2 of the Rensselaer County Charter by Adding Section 2.10,
(Insert Title)
2.11 and 2.12.

By: Kelleher, Walsh, Salisbury, Mirch, Bauer, Brearton, Brownell,

Goodermote, Herrington, McHugh, Reid, Stammel, Swartz

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

County of Rensselaer as follows:

Section 2 of the Rensselaer County Charter is amended as follows:

Section 2.10 Taping and Broadcast of Legislative Meetings

The regular monthly meetings of the Rensselaer County Legislature shall be videotaped, with an accompanying audio feed, with the interest of broadcasting the regular monthly meetings of the Legislature within the same calendar month on cable television stations generally accessible to the residents of the county, and the Legislature shall make a good faith effort to secure the agreement of cable television stations for these broadcasts. Videotapes of the regular meetings of the County Legislature shall be maintained in accordance with the provisions of the New York State Freedom of Information Law.

Section 2.11 Maintenance of a Website of the Rensselaer County Legislature

The Rensselaer County Legislature shall maintain an individual website commonly accessible to Rensselaer County residents through the Internet. The website will be maintained and operated with input from the Majority and Minority offices and will include notices of meetings, posting of agendas, press releases, biographical information regarding legislators, e-mail access to all legislators, with information and content of a non-partisan nature, along with links to other government, community and related websites beneficial to or of interest to the public.

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Section 2.12 Committee on Open Government

The Legislature shall establish a Committee on Open Government, with the committee responsible for periodic review of public access to legislative operations, maintenance of public records of the Rensselaer County Legislature, public outreach efforts of the County Legislature and upgrades in technology and communications equipment that are beneficial to the people of Rensselaer County. The committee shall include three members appointed by the Chairman of the Legislature and two members appointed by the Minority Leader. The committee shall be a standing committee required to meet to review any proposed legislation regarding public access to the operations of the Legislature, and meet at least once annually to review public access to the Legislature.

Local Law ADOPTED by the following vote:

Ayes: 19

Nays: 0

Abstain: 0

July 11, 2006

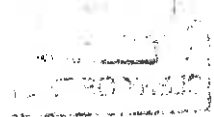
Approved by the County Executive:

Dated: _____

7/24/06

Kathleen M. Jimino

Kathleen M. Jimino
County Executive



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County of Rensselaer

Local Law No. 6 of the year 2006

A local law of the County of Rensselaer, New York Establishing Residency Restrictions
(Insert Title)
in the County of Rensselaer for Sex Offenders Who Have Committed

Criminal Offenses Against Minors

By: Kelleher, Walsh, Salisbury, Mirch, Bauer, Brearton, Brownell,

Goodermote, Herrington, McHugh, Reid, Stammel, Swartz

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

County of Rensselaer as follows:

Section 1. Legislative intent and purpose.

A. This Legislature finds and determines that it is essential to assure residents of Rensselaer County that county government continues to make every effort to protect children from sex offenders.

B. This Legislature further finds and determines that it is in the best interests of Rensselaer County citizens to establish residency restrictions for sex offenders who have committed criminal sexual offenses against minors.

C. Accordingly, the purpose of this Local Law is to prohibit sex offenders from residing within two thousand feet of areas that would provide them easy access to potential victims.

Section 2. Definitions

a. The term "sex offender" shall mean a person who has been convicted of a sexual offense against a minor and has received a level two or three designation as defined under Article 6-C of the New York State Correction Law.

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

(1)

b. The term "child care facility" shall mean licensed and/or registered child day care centers, group family day care homes and family day care homes as defined by the New York State Social Services law.

c. The term "residence" shall mean the place where a person sleeps, which may include more than one location, and may be mobile or transitory.

Section 3. Restrictions

A sex offender as herein defined shall not reside within two thousand feet of the real property comprising a public or nonpublic elementary or secondary school or a child care facility.

Section 4. Exceptions

A sex offender as herein defined residing within two thousand feet of the real property comprising a public or nonpublic elementary or secondary school or a child care facility does not commit a violation of this Local Law if any of the following apply:

a. The sex offender is serving a sentence at a jail, prison, juvenile facility or other correctional institution or facility.

b. The sex offender has established a residence prior to October 1, 2006, or a school or child care facility is newly located on or after October 1, 2006.

c. The sex offender is a minor or a ward under a guardianship.

Section 5. Penalties

Any violation of the provisions of this Local Law shall be punishable as a Misdemeanor.

Section 6. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. Effective date.

This law shall take effect October 1, 2006.

Local Law ADOPTED by the following vote:

Ayes: 19

Nays: 0

Abstain: 0

July 11, 2006

Approved by the County Executive:

Dated: _____

7/24/06

Kathleen M. Jimino

Kathleen M. Jimino
County Executive

