Local Law Filing

(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
(Select one:)
of STEUBEN

Local Law No.  SEVEN of the year 2015

A local law AMENDING THE STEUBEN COUNTY CHARTER, ESTABLISHING THE OFFICE OF
(Insert Title)
CONFLICT DEFENDER.

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

☒County  ☐City  ☐Town  ☐Village
(Select one:)
of STEUBEN as follows:

SECTION 1. LEGISLATIVE INTENT: It is the intent of the Steuben County Legislature to amend the Steuben County Charter to establish the Office of Conflict Defender.

SECTION 2. AMENDMENT TO THE STEUBEN COUNTY CHARTER: The Steuben County Charter, be and the same, hereby is amended by adding a new Section 12.04 to read as follows:

12.04 Office of Conflict Defender, Conflict Defender

There shall be an Office of Conflict Defender, headed by a Conflict Defender, who shall be an attorney admitted to practice law in the State of New York and a resident of the County of Steuben, responsible for representing clients in legal matters where the Public Defender has determined that a conflict exists which disqualifies the Office of Public Defender from the representation. Such representation shall be in accordance with any Plan of the Steuben County Bar Association adopted pursuant to Section 722 of the County Law. The Conflict Defender shall be appointed by the County Manager, subject to confirmation of the Steuben County Legislature. The Conflict Defender shall have and exercise all powers and duties now or hereafter conferred or imposed by the County Manager, County Legislature, Administrative Code, and applicable law and/or regulation.

Former Sections 12.04 – 12.20 shall be renumbered as follows:

12.05 Office of the County Clerk; County Clerk.
12.06 Office of the District Attorney; District Attorney.

(If additional space is needed, attach pages the same size as this sheet, and number each.)
12.07 Office of Emergency Services; Director.
12.08 Department of Information Technology; Director.
12.09 Office for the Aging; Director.
12.10 Department of Planning; Director.
12.11 Department of Probation; Director.
12.12 Office of Public Defender; Public Defender.
12.13 Public Health & Nursing Services; Director.
12.14 Department of Purchasing; Director.
12.15 Real Property Tax Service Agency; Director.
12.16 Risk Manager.
12.17 Office of the Sheriff; Sheriff.
12.18 Veterans’ Service Agency; Director.
12.19 Office of Weights and Measures; Director.
12.20 Other County Boards; Appointment.
12.21 Miscellaneous Administrative Functions.

SECTION 3. EFFECTIVE DATE: The within Local Law shall be effective immediately upon adoption.
(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. _________ of 20____ of the (County)(City)(Town)(Village) of _________ on October 26____ 20____, was duly passed by the Legislature 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 20____ of the (County)(City)(Town)(Village) of _________ on _________ 20____, and was (approved)(not approved) (repassed after disapproval) by the Elective Chief Executive Officer* on _________ 20____, 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 20____ of the (County)(City)(Town)(Village) of _________ on _________ 20____, was duly passed by the (Name of Legislative Body) (repassed after disapproval) by the Elective Chief Executive Officer* on _________ 20____.

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 _________ 20____, 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 20____ of the (County)(City)(Town)(Village) of _________ on _________ 20____, was duly passed by the (Name of Legislative Body) (repassed after disapproval) by the Elective Chief Executive Officer* on _________ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _________ 20____, 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 chairperson 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 20___ 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 ____________ 20___, 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 20___ of the County of ____________ State of New York, having been submitted to the electors at the General Election of November __________ 20___, 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 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.

[Signature]
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 11/12/15

(Seal)