

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 underling to indicate new matter.

County
~~City~~ of Yates
~~Town~~
~~Village~~

**LOCAL LAW 3-20 ENTITLED: A LOCAL LAW AMENDING COUNTY OF YATES
LOCAL LAW NO. 1 OF THE YEAR 1956 – A LOCAL LAW ESTABLISHING A PLAN OF
SELF-INSURANCE AS PROVIDED FOR IN ARTICLE 5 OF THE WORKMEN’S
COMPENSATION LAW, AND PROVIDING FOR THE ADMINISTRATION THEREOF**

Be it enacted by the Legislature of the

County
~~City~~ of Yates as follows:
~~Town~~
~~Village~~

Section 1: Legislative Intent

The intent of this Local Law is to amend County of Yates Local Law No. 1 of the Year 1956, entitled A Local Law Establishing A Plan Of Self-Insurance As Provided For In Article 5 of the Workmen’s Compensation Law, And Providing For The Administration Thereof, which establishes a plan of self-insurance pursuant to the New York State Workers’ Compensation Law and provides a framework for its administration. Said Local Law No. 1-1956 was first amended by way of Local Law No. 1 of the Year 1961. The intent of this Local Law herein is to enact a second amendment to said Local Law No. 1-1956.

Section 2: Physical Examination Requirement

The Section numbered “5” of County of Yates Local Law No. 1 of the Year 1956, is hereby amended as follows:

SECTION 5: Every new employee of any participant in the plan, with the exception of any Exempt Employee, as such term is defined in this Section herein, shall undergo a physical examination before undertaking any of the duties of his or her employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties. The expense of such physical examination shall be paid from the funds of the plan. Reports of medical examinations shall be filed with the Executive Secretary of the Committee. No participant shall allow an employee to assume a position, the duties of which will aggravate any physical defect or disability known at the date of employment. The following employees constitute Exempt Employees for the purposes of this Section: (a) all elected officials, (b) all members, officers and employees of boards of elections, (c) all members of any participant’s boards or committees, (d) recipients of public assistance who are required to participate in community service or work experience activities pursuant to the New

York State Social Services Law, namely workforce development activities, community aide activities and youth program activities and (e) any employee of a particular participant who was last employed by that particular participant within one (1) year of being re-employed by such participant.

Section 3: Effective Date

This Local Law shall take effect immediately 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 3 of 2020 of the (County)(City)(Village) of Yates was duly passed by the Legislature on July 13, 2020 in accordance with the applicable provisions of law.

(Name of Legislative Body)

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 _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after

(Name of Legislative Body)

disapproval) by the _____ and was deemed duly adopted on _____

(Elective Chief Executive Officer*)

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 _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after

(Name of Legislative Body)

disapproval) by the _____ and was deemed duly adopted on _____

(Elective Chief Executive Officer*)

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 _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after

(Name of Legislative Body)

disapproval) by the _____ and was deemed duly adopted on _____

(Elective Chief Executive Officer*)

20__. Such local law was submitted 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 countywide basis or, if there are 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 there from 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.)

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

County Attorney_____
Title

County
City of Yates
~~Town~~
~~Village~~

Date: