

WITHDRAWN AS OF 5/3/2011

Intro. Res. No. 1103 -2011

Laid on Table 2/1/2011

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2011, ADOPTING LOCAL LAW
NO. -2011, A LOCAL LAW TO AMEND CHAPTER 152
OF THE ADMINISTRATIVE LOCAL LAWS EXEMPTING THE
HEALTH COMMISSIONER AND THE CHIEF MEDICAL
EXAMINER FROM CERTAIN SALARY CAPS**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on _____, 2011, a proposed local law entitled, "**A LOCAL LAW TO AMEND CHAPTER 152 OF THE ADMINISTRATIVE LOCAL LAWS EXEMPTING THE HEALTH COMMISSIONER AND THE CHIEF MEDICAL EXAMINER FROM CERTAIN SALARY CAPS;**" and said local law in final form is the same as when presented and introduced; now, therefore be it

RESOLVED, that said local law be enacted in form as follows:

LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO AMEND CHAPTER 152 OF THE
ADMINISTRATIVE LOCAL LAWS EXEMPTING THE HEALTH
COMMISSIONER AND THE CHIEF MEDICAL EXAMINER
FROM CERTAIN SALARY CAPS**

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, as follows:

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Article V of Chapter 152 of the Suffolk County Administrative Laws imposes a salary cap such that an employee's annual salary may not equal or exceed the salary of the County Executive.

This Legislature also finds and determines that Article V provides an exemption for the President of the Suffolk County Community College.

This Legislature further finds that the salary cap inhibits recruitment efforts for high quality medical professionals for the positions of Health Commissioner and Chief Medical Examiner.

Therefore, the purpose of this law is to provide an exemption to the salary cap for the positions of Health Commissioner and Medical Examiner.

Section 2. Amendment.

Subdivision B of Section 152-13 of Article V of Chapter 152 of the Administrative Local Laws is hereby amended as follows:

Chapter 152

Salaries and Compensation

* * * * *

§ 152-13. Exemption.

* * * * *

B. This law shall not apply to the President of the Suffolk County Community College, the Health Commissioner or the Chief Medical Examiner.

* * * * *

Section 3. Applicability.

This law shall apply to annual salaries and any compensation paid to the Health Commissioner and the Chief Medical Examiner of the County of Suffolk on or after the effective date of this law.

Section 4. SEQRA Determination.

This Legislature, being the State Environment Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20) and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 5. Effective Date.

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: