

Intro. Res. No. 1782-2011  
Introduced by Presiding Officer Lindsay and Legislator Browning

Laid on Table 9/15/2011

**RESOLUTION NO. 917 -2011, ADOPTING LOCAL LAW  
NO. 1 -2012, A LOCAL LAW TO ESTABLISH A REPORTING  
REQUIREMENT FOR REGISTERED SEX OFFENDERS IN  
COUNTY PARKS**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on September 15, 2011, a proposed local law entitled, "**A LOCAL LAW TO ESTABLISH A REPORTING REQUIREMENT FOR REGISTERED SEX OFFENDERS IN COUNTY PARKS;**" now, therefore be it

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

**LOCAL LAW NO. 1 -2012, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO ESTABLISH A REPORTING REQUIREMENT  
FOR REGISTERED SEX OFFENDERS IN COUNTY PARKS**

**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 the County of Suffolk operates numerous parks throughout the County where individuals and families come to vacation and recreate. Many of the County's parks include campsites available for overnight use which are frequented by families with children.

This Legislature further finds and determines that sex offenders in New York State are required under the Sex Offender Registration Act ("SORA") to provide their permanent residence address to the State Division of Criminal Justice Services.

This Legislature also finds that registered sex offenders are not required to notify law enforcement of their status when visiting an area.

This Legislature finds that, to ensure the safety of all campers on County park property, registered sex offenders should inform Suffolk County Park Police of their sex offender status at the time they check-in at a County campsite.

Therefore, the purpose of this law is to require registered sex offenders to notify Suffolk County Park Police of their sex offender status upon check-in at an overnight facility on County parkland.

**Section 2. Definitions.**

"REGISTERED SEX OFFENDER" – a person who has been classified as a Level 2 or Level 3 sex offender and who is required to register with the New York State Division of Criminal Justice Services, or other agency having jurisdiction, pursuant to the provisions of Article 6-C of the NEW YORK CORRECTION LAW.

**Section 3. Disclosure Requirement.**

Any registered sex offender who reserves space or stays overnight in a Suffolk County park campground shall report his or her sex offender status to the Suffolk County Park Police prior to or at the time of his or her arrival at the campground. The sex offender shall also notify the Park Police of the scheduled duration of his or her stay at the campground.

**Section 4. Penalties.**

Any intentional violation of this law shall constitute a criminal violation punishable by a fine not to exceed two hundred fifty dollars (\$250).

**Section 5. Applicability.**

This law shall apply to all actions occurring on or after the effective date of this law.

**Section 6. Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged 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, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

**Section 7. SEQRA Determination.**

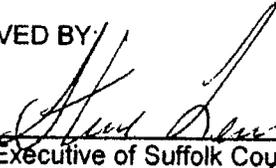
This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning 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 8. Effective Date.**

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

DATED: November 22, 2011

APPROVED BY:

  
\_\_\_\_\_  
County Executive of Suffolk County

Date: **DEC 21 2011**

After a public hearing duly held on December 7, 2011  
Filed with the Secretary of State on February 17, 2012

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on November 22, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

*Tim Laube*

Clerk of the Legislature

Intro. Res.

1782

Res. No.

917

November 22, 2011

**Motion:**

Romaine, Schneiderman, Browning, Muratore, Anker  
Eddington, Montano, Cilmi, Lindsay, Vitoria-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Muratore, Anker  
Eddington, Montano, Cilmi, Lindsay, Vitoria-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Muratore, Anker  
Eddington, Montano, Cilmi, Lindsay, Vitoria-Fisher, Barraga,  
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6	Sarah S. ANKER					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	18				

**MOTION**

Approve

Table: \_\_\_\_\_

Send To Committee

Table Subject To Call

Lay On The Table

Discharge

Take Out of Order

Reconsider

Waive Rule \_\_\_\_\_

Override Veto

Close

Recess

APPROVED  FAILED \_\_\_\_\_

No Motion \_\_\_\_\_ No Second \_\_\_\_\_

**RESOLUTION DECLARED**

ADOPTED

NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote