

Intro. Res. No. 1100-2016  
Introduced by Presiding Officer Gregory

Laid on Table 2/9/2016

**RESOLUTION NO. 180 -2016, ADOPTING LOCAL LAW  
NO. 6 -2016, A CHARTER LAW REQUIRING JOINT  
CERTIFICATION OF COUNTY OPERATING BUDGET**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on February 9, 2016 a proposed local law entitled, "**A CHARTER LAW REQUIRING JOINT CERTIFICATION OF COUNTY OPERATING BUDGET**"; now, therefore be it

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

**LOCAL LAW NO. 6 -2016, SUFFOLK COUNTY, NEW YORK**

**A CHARTER LAW REQUIRING JOINT CERTIFICATION OF COUNTY  
OPERATING BUDGET**

**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 Clerk of the Suffolk County Legislature has traditionally been required to certify the County's adopted Operating Budget before it is published each year.

This Legislature finds that Suffolk County's operating budget is a voluminous and complex document and numerous technical issues must be addressed before an operating budget can be certified. Typically, the County Executive's Budget Office and the Legislative Budget Review Office discuss and resolve these issues.

This Legislature concludes that the County Executive's Budget Office and the Legislative Budget Review Office should be responsible for certifying the operating budget as they possess the budgetary expertise necessary to perform this role.

This Legislature also determines that the certified operating budget should be published online no later than April 15<sup>th</sup> each year.

Therefore, the purpose of this law is to vest the responsibility for certifying the County's Operating Budget in the County Executive's Budget Office and the Legislative Budget Review Office and to require the Budget Office to publish the certified budget online by April 15<sup>th</sup> each year.

**Section 2. Amendment.**

Article IV of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

**ARTICLE IV.**

**COUNTY BUDGET AND CAPITAL PROGRAM**

\* \* \* \*

**§ C4-11. Approval of budget by County Executive.**

\* \* \* \*

E. The Division of the Budget and the Legislative Budget Review Office will jointly certify the adopted expense (operating) budget each year. The Division of the Budget will publish the adopted, uncertified expense (operating) budget on the County’s website no later than January 31 each year and publish the certified expense (operating) budget on the County’s website no later than April 15<sup>th</sup> each year.

\* \* \* \*

**Section 3. Applicability.**

This law shall apply to operating budgets by the County on or after the effective date of this law.

**Section 4. 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 5. 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 6. Effective Date.**

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

\_\_\_ Underlining denotes addition of new language.

DATED: March 22, 2016

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: April 7, 2016

After a public hearing duly held on April 4, 2016  
Filed with the Secretary of State on May 2, 2016