

**RESOLUTION NO. -2016, ADOPTING LOCAL LAW
NO. -2016, A CHARTER LAW TO ENSURE REVENUE
REPLACEMENT**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on 2016, a proposed local law entitled, "**A CHARTER LAW TO ENSURE REVENUE REPLACEMENT**"; 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. -2016, SUFFOLK COUNTY, NEW YORK
A CHARTER LAW TO ENSURE REVENUE REPLACEMENT**

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 introduction of local laws, resolutions or charter laws often have a negative fiscal impact on the County's operating budget.

This Legislature also finds that proposed legislation or proposed operating budgets that result in a decrease or elimination of County-generated revenues should require a corresponding offset for the loss of revenue.

This Legislature further finds that these negative fiscal impacts may have both short and long term consequences to the fiscal viability of the County.

Therefore, the purpose of this law is to require a corresponding offset for a period of at least five years for a local law, resolution, charter law or proposed operating budget which reduces or eliminates County-generated revenue.

Section 2. AMENDMENTS

I. Section C2-12 of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

§ C2-12. Legislative consideration of proposed local laws and resolutions.

* * *

E. Revenue impact [statement] [(RIS)].

(1) No proposed local law, resolution or charter law which proposes to reduce or eliminate a County-generated revenue (imposed or established by Suffolk County, not a state, federal, town or village grant) [may be discharged from the legislative committee of

the County Legislature to which it has been assigned or be eligible for approval by the full Legislature] and no operating budget which proposes to reduce or eliminate a County-generated revenue (imposed or established by Suffolk County, not a state, federal, town or village grant) may be enacted into law by the County of Suffolk, unless it shall contain [have] a corresponding offset [appended thereto a detailed written statement as to how the loss of revenue shall be accommodated by the County of Suffolk] for a period of at least [three] five years from the standpoint of:

- (a) Adjustments in other revenues;
- (b) Reductions in appropriations;
- (c) Reductions or elimination of programs;
- (d) Abolition of positions of employment; and/or
- (e) Consolidation of government functions[; and/or]
- [(f) Use of reserves or fund balances].

* * *

Section 3. Applicability.

This law shall apply to all actions occurring 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 lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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 resolution.

Section 6. Effective Date.

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

[] Brackets denote deletion of existing language
__ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date: