

Introduced by Presiding Officer Lindsay

Laid on Table 10/12/2010

**PROCEDURAL RESOLUTION NO. 25-2010, AUTHORIZING
THE SPECIAL LEGISLATIVE COMMITTEE REVIEWING THE
SUFFOLK COUNTY ETHICS COMMISSION TO ISSUE
SUBPOENAS**

WHEREAS, the Presiding Officer has established a Special Legislative Committee to review the operations and procedures of the Ethics Commission and to recommend any necessary corrective legislation; and

WHEREAS, at the outset of its investigation, the Special Legislative Committee asked the Ethics Commission to produce certain records; and

WHEREAS, the Ethics Commission's outside counsel has advised the Special Legislative Committee that the Commission will not release the requested documents in the absence of a subpoena; and

WHEREAS, it is apparent that the Special Legislative Committee needs subpoena power to obtain necessary documents; and

WHEREAS, NEW YORK COUNTY LAW § 209 and § 23-6 of the SUFFOLK COUNTY CHARTER authorize the County Legislature to issue subpoenas in the course of an investigation and the Legislature may delegate that power to a committee; now, therefore, be it

1st RESOLVED, that the Special Legislative Committee is hereby empowered to compel the production of books and papers related to their investigation and review of the operations and procedures of the Suffolk County Ethics Commission; and be it further

2nd RESOLVED, that the Special Legislative Committee is authorized to issue such subpoenas pursuant to a majority vote of the entire membership of said Committee.

DATED: October 12, 2010

EFFECTIVE IMMEDIATELY PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER