

Intro. Res. No. 1936-2016  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 10/5/2016

**RESOLUTION NO. -2016, ADOPTING LOCAL LAW  
NO. -2016, A LOCAL LAW TO CLARIFY SECTION 77-14 OF  
THE SUFFOLK COUNTY CODE**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a regular meeting held on \_\_\_\_\_, 2016, a proposed local law entitled, "**A LOCAL LAW TO CLARIFY SECTION 77-14 OF THE SUFFOLK COUNTY CODE**"; 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 LOCAL LAW TO CLARIFY SECTION 77-14 OF THE  
SUFFOLK COUNTY CODE**

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

**Section 1. Legislative Intent.**

This Legislature finds that Section 77-14 of the Suffolk County Code states that information filed in financial disclosure statements is available for public inspection, upon written request. The Ethics Board is to respond to requests within the time periods prescribed by New York's Freedom of Information Law.

This Legislature further finds that the Board reviews and applies FOIL exemptions to requests for financial disclosure information despite the fact that the current law says the form is public.

Therefore, the purpose of this law is to amend Section 77-14 of the Suffolk County Code to clarify the process by which the Board is to reply to financial disclosure requests to make it clear that the foil exemptions do not apply.

**Section 2. Amendments.**

Chapter 77, Part 1, Article II of the Suffolk County Code is hereby amended as follows:

§ 77-14. Public inspection of statements.

A. Information filed in financial disclosure statements required by this article shall be maintained by the Board and shall be made available for public inspection, upon written request on such form as the Board shall prescribe without application of the exemptions listed in the Public Officers Law § 87 and 5 USC § 552 nor any other exemptions or privilege except as set forth in this chapter. The Board shall respond to requests for inspection of financial disclosure statements in the order that they are received, provided, however, that forms are released within five days [and within the time periods prescribed by New York's Freedom of Information Law].

**Section 3. Applicability.**

This law shall apply to all actions occurring on or after its effective date.

**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.

- [ ] Brackets denote deletion of language.
- \_\_ Underlining denotes addition of new language.

DATED:

APPROVED BY:

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

Date: