

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~CITY~~ of LIVINGSTON

~~TOWN~~

~~VILLAGE~~

Local Law No. 2 of the year 2002

A local law Authorizing Imposition of a Fee Upon Individuals for Electronic
(Insert Title)
Monitoring

Be it enacted by the BOARD OF SUPERVISORS of the
(Name of Legislative Body)

County

~~CITY~~ of LIVINGSTON

~~TOWN~~

~~VILLAGE~~

as follows:

See next page.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Section 1.

Pursuant to the authority granted by Section 10 of the Municipal Home Rule Law of the State of New York, Livingston County has the authority to assess fees for the actual use of services provided by the County. The Livingston County Department of Probation provides an electronic monitoring service, which allows individuals who would otherwise be incarcerated in the Livingston County Jail, to agree to be supervised electronically in order to avoid loss of employment caused by incarceration.

Section 2.

The Livingston County Board of Supervisors imposes a fee of \$20.00 per day upon all individuals who make use of the electronic monitoring service offered by the Livingston County Department of Probation. Such fee represents the cost to Livingston County to provide such service. The fee shall be paid directly to the Livingston County Department of Probation.

Section 3.

The Livingston County Department of Probation is authorized to adopt procedures for the collection of these fees.

Section 4.

The Livingston County Department of Probation shall retain the authority to waive the fee if it determines that the payment of the fee would work an unreasonable hardship on such individual, such individual's immediate family or any person dependent on such individual for financial support.

Section 5.

All fees collected pursuant to this Local Law shall be paid directly to the Livingston County Department of Probation to be retained and utilized for local probation purposes.

Section 6.

This Local Law shall take effect upon filing with the Secretary of the State of New York.

Dated at Geneseo, New York
February 13, 2002 (introduced)
February 27, 2002 (adopted)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2002 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of LIVINGSTON was duly passed by the ~~BOARD OF SUPERVISORS~~ on FEBRUARY 27 2002, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ 1____, above.

Virginia O. Amico

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 2/27/02

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF LIVINGSTON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

[Signature]

Signature

COUNTY ATTORNEY

Title

County ~~CITY~~ of LIVINGSTON
~~TOWN~~
~~VILLAGE~~

Date: 3/4/02