

By Legislators Dondorfer and Delehanty

Intro No. 335

LOCAL LAW NO. 5 OF 2022

ENACT A LOCAL LAW ENTITLED "WAIVER OF RESIDENCY REQUIREMENT FOR MONROE COUNTY JAIL DEPUTIES"

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

Section 1. A new chapter shall be added as Chapter 390 of the Monroe County Code entitled "Waiver of Residency Requirement for Monroe County Jail Deputies" and shall read as follows:

§ 1 Definitions. Defined terms used in this local law shall have the same meaning as ascribed to them below:

COUNTY shall mean Monroe County.

JAIL DEPUTY shall mean an individual employed by the Monroe County Sheriff's Department as a Deputy Sheriff Jailer or Corrections Officer in the Monroe County Jail.

§ 2 Residency Requirement. Public Officers Law § 3, as amended or changed, is hereby amended and superseded in its application to the County as follows: provisions of Public Officers Law § 3, as amended or changed, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or which his or her official functions are required to be exercised, shall not prevent a person from holding the position of Jail Deputy, provided that such person resides within New York State.

Section 2. 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 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Matter of Urgency
File No. 22-0353.LL

ADOPTION: Date: November 15, 2022

Vote: 26-1

(Legislator Delvecchio Hoffman Voted in the Negative.)

(Legislator Vecchio Declared Her Interest Prior to the Vote.)

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Charles Bell* DATE: 12/2/2022

EFFECTIVE DATE OF LOCAL LAW: 12/2/2022