

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

(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.

FILED
STATE RECORDS

JUN 18 2012

- ☐ County
☐ City of WEST SENECA
☒ Town
☐ Village

DEPARTMENT OF STATE

Local Law No. 3 of the year 20 12

A local law Modification to Chapter 25, Personnel Policies
(Insert Title)

Be it enacted by the WEST SENECA TOWN BOARD of the
(Name of Legislative Body)

- ☐ County
☐ City of WEST SENECA as follows:
☒ Town
☐ Village

LOCAL LAW 2012-03
TOWN OF WEST SENECA
MODIFICATION TO Chapter 25, PERSONNEL POLICIES

Section 25-18

A. One of the town's primary objectives is to provide a safe, healthful and productive working environment for all of our employees. This means that all employees must be in suitable mental and physical condition at all times while working for the town. Our work environment and our employees must be completely free of substance abuse and its harmful and dangerous effects. All applicants offered a position, to be hired after June 15, 2012 will be required to submit to a drug screen as a condition to their hire. In its sole discretion, the Town Board of the Town of West Seneca may refuse to hire an individual who fails a drug test. In its sole discretion, the Town may hire an individual who fails a drug test and impose conditions, the violation of which may result in all remedies, up to and including termination. (amended June 11, 2012).

ARTICLE V BACKGROUND CHECKS OF NEW HIRES AFTER JUNE 15, 2012

Section 25-20

- A. The objective and policy of the Town of West Seneca is and has been to maintain a safe and healthful environment for all employees, residents, and all members of the general public who visit the Town.
B. In order to further effectuate this objection and police, effective June 15, 2012, all applicants offered a position will

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

**(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. 3 of 20 12 of the (County)(City)(Town)(Village) of WEST SENECA was duly passed by the WEST SENECA TOWN BOARD on June 11 20 12, 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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 20 _____, in accordance with the applicable provisions of law.

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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 _____ *(Elective Chief Executive Officer*)*

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.

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) *(Name of Legislative Body)* (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.

* 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.)

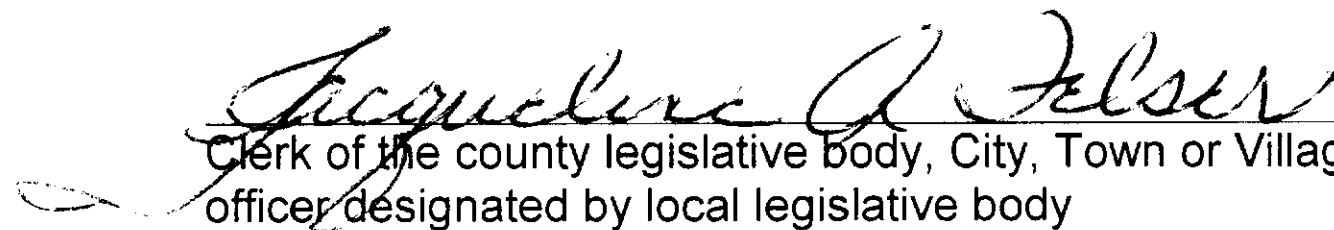
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 _____, above.


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

(Seal)

Date: 06/14/2012

(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 _____ ERIE _____

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

TOWN ATTORNEY

Title

County

City of WEST SENECA

Town
Village

Date: 6/14/12

LOCAL LAW 2012-03
TOWN OF WEST SENECA
MODIFICATION TO Chapter 25, PERSONNEL POLICIES

Section 25-18

- A. One of the town's primary objectives is to provide a safe, healthful and productive working environment for all of our employees. This means that all employees must be in suitable mental and physical condition at all times while working for the town. Our work environment and our employees must be completely free of substance abuse and its harmful and dangerous effects. *All applicants offered a position, to be hired after June 15, 2012 will be required to submit to a drug screen as a condition to their hire. In its sole discretion, the Town Board of the Town of West Seneca may refuse to hire an individual who fails a drug test. In its sole discretion, the Town may hire an individual who fails a drug test and impose conditions, the violation of which may result in all remedies, up to and including termination.* (amended June 11, 2012).

ARTICLE V

BACKGROUND CHECKS OF NEW HIRES AFTER JUNE 15, 2012

Section 25-20

- A. *The objective and policy of the Town of West Seneca is and has been to maintain a safe and healthful environment for all employees, residents, and all members of the general public who visit the Town.*
- B. *In order to further effectuate this objection and police, effective June 15, 2012, all applicants offered a position will have a criminal history check. In its sole discretion, and subject to all other applicable laws, the Town Board of the Town of West Seneca may refuse to hire an individual who refuses to undergo a criminal history check or whose*

criminal history check reveals a conviction of a misdemeanor or felony in the State of New York, or equivalent in any other jurisdiction.

- C. *For all potential new hires whose duties may include the operation of Town motor vehicles or other motorized equipment, the potential new hire shall undergo a check into his or her driving history. In its sole discretion, the Town Board of the Town of West Seneca may refuse to hire an individual who refuses to permit a check of the individuals driving history. The Town Board of the Town of West Seneca may consider the potential new hires' driving record in its hiring decision.*



SHAWN P. MARTIN
TOWN ATTORNEY
shawn.martin@twyny.org

TOWN OF WEST SENECA

TOWN SUPERVISOR
SHEILA M. MEEGAN

TOWN COUNCIL
EUGENE P. HART
JOHN M. RUSINSKI

June 14, 2012

State Records and Law Bureau
Department of State
41 State Street
Albany, New York 12231

Re: Local Law Filing

To Whom It May Concern:

I enclose with this correspondence the filing forms and copy of Local Law Number 3 of the year 2012 for the Town of West Seneca.

Should you have any questions or require additional information, please feel free to contact me at any time.

Very truly yours,

Shawn P. Martin
Town Attorney

SPM
Enclosures

RECEIVED
MISC RECORDS

JUN 14 2012

DEPARTMENT OF STATE

