

October 8, 1998

CHRISTINE KANE
COUNTY OFFICE BUILDING
3 EAST PULTENEY SQUARE
BATH, NY 14810

RE: County of Steuben, Local Law 16, 1998, filed 10/05/98

~~LOCAL LAW NO. _____~~ of the year 19~~98~~

A local law AUTHORIZING AND DIRECTING THE COUNTY HISTORIAN TO MAINTAIN
(Insert Title)
GENEALOGY RECORDS ON BEHALF OF THE COUNTY OF STEUBEN.

Be it enacted by the LEGISLATURE of the
(Name of Legislative Body)

County

~~XXX~~

of

STEUBEN

as follows:

~~XXXX~~

~~XXXXX~~

SECTION 1: LEGISLATIVE INTENT

It is the intent of this legislation to authorize and direct the County Historian to maintain such records as will facilitate research into genealogy of the residents of the County of Steuben. It is the intent of the local law to be fully compliant with the applicable statutes covering genealogy records and at the same time maximizing the information disseminated or available for dissemination to those persons wishing to do genealogy research relative to the residents of the County of Steuben, present and former.

SECTION 2: DEFINITIONS

"Genealogy records" shall include but not be limited to those records pertaining to birth, death and marriage. Said records shall include information gathered from independent third party sources regardless of the age of such records, said third party sources consisting of but not limited to news reports, cemetery census, church records, and other similar sources. To the extent accessible, said records may also include information gathered from the registrars of vital statistics which information shall be compliant with the Public Health Law. Under no circumstances should the gathering of such information cause an unwarranted invasion of privacy, breach of confidentiality as provided by statute, or rule and regulation having the force and effect of statute.

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

SECTION 3: CUSTODY OF GENEALOGY RECORDS

Any records which heretofore pertained to genealogy which were in the custody of the County Clerk shall forthwith be transmitted to the office of the County Historian, who shall be the custodian of said records. The County Historian and the same hereby is authorized and directed to maintain said genealogy records and shall forthwith cause an examination of same to be conducted to assure that any records maintained are done so in compliance with the Public Health Law, and the Public Officers Laws of the State of New York. Thereafter, the County Historian shall cause to be purged from said records any information not gathered in accordance with this or any law of the State of New York and return said records to the source of origin.

SECTION 4: GENEALOGY RESEARCH

Genealogy research shall be permitted and encouraged by the County Historian of the County of Steuben. Under no circumstances shall access to the within records be authorized for purposes of perpetuating a false identity or unwarranted invasion of privacy.

SECTION 5: EFFECTIVE DATE

The effective date of the within local law shall take place immediately.

(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. Sixteen of 1998 of the (County)(City)(Town)(Village) of Steuben was duly passed by the Legislature on 9/28 1998, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. 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 _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, 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.)~~

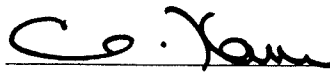
~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, 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 19____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19____, 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

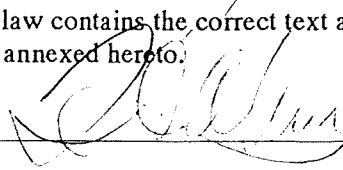
(Seal)

Date: September 29, 1998

(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 STEUBEN

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

COUNTY ATTORNEY

Title

County
~~XXX~~ of STEUBEN
~~XXXX~~
~~XXXXXX~~

Date: September 29, 1998