

LOCAL LAW NO. 1 - 2023

A LOCAL LAW AMENDING THE ONONDAGA COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE ONONDAGA COUNTY SHERIFF

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, AS FOLLOWS:

Section 1. Findings. The Onondaga County Sheriff is tasked with delivering services as provided for within the Onondaga County Charter, Onondaga County Administrative Code and applicable laws. The nature and scope of services provided by the Sheriff has evolved due to changes in law and policy, resulting in shifting incarcerated individual population trends and the resultant need for closure of the county penitentiary facility. To that end, this Onondaga County Legislature hereby desires to amend the Onondaga County Charter and Administrative Code to enable the Sheriff to address these changes and more effectively coordinate and deliver needed services, allowing for delivery of higher quality services and better allocation of limited resources for the benefit of the residents of Onondaga County.

Section 2. The Onondaga County Charter, being Local Law No. 1 of 1961, as previously amended, hereby is further amended to strike Section 1003 in its entirety and substitute the following:

Section 1003. CHIEF DEPUTY OF CUSTODY.

There shall be a chief deputy of custody, under the supervision of the Office of the Sheriff, who shall be the head of the county jail, appointed by the Sheriff on the basis of administrative experience and qualifications for the duties of the office, consistent with requirements of applicable law. The chief deputy shall have and exercise all the powers and duties now or hereafter conferred or imposed upon a chief administrative officer of a county jail by any applicable law. Such officer shall perform such other and related duties as shall be required or delegated to him by the Sheriff, the County Executive, or County Legislature.

Section 3. Section 10.03 of the Onondaga County Administrative Code, being Local Law No. 1 of 1975, as previously amended, referenced herein as the "Administrative Code", hereby is further amended to insert the following language at the beginning of Section 10.03 (b):

The Sheriff shall appoint a chief deputy of custody in a manner consistent with applicable laws, including Section 1003 of the Onondaga County Charter. Except as may otherwise be provided in the Charter or this Code, the chief deputy shall: be responsible for the operation, maintenance, supervision, repair, custodial care and security of the Onondaga County jail; be responsible for the receipt, housing, care, custody, control and employment of all inmates sentenced or assigned to the jail or otherwise housed therein; initiate, implement and coordinate programs for the rehabilitation, education and training of inmates sentenced or assigned to such jail or otherwise housed herein; initiate, implement and coordinate programs for the distribution of food and other products manufactured or produced within such jail; and have all the powers and perform all the duties now or hereafter conferred or imposed by law.

Section 4. The Administrative Code is further amended to strike Section 10.04 in its entirety.

Section 5. The Administrative Code is further amended to strike the word "Corrections" from Section 3.03B (2).

Section 6. Except as specifically amended herein, the Onondaga County Charter and Administrative Code shall remain in full force and effect. This local law shall be construed in such a way so as not to diminish or curtail powers held by any elected official within County government.

Section 7. Severability. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by a court of competent jurisdiction to be invalid, the judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph or section or part hereof directly involved in the controversy in which the judgment shall have been rendered.

Section 8. Effective Date. This Local Law shall take effect immediately and shall be filed consistent with the provisions of New York State Municipal Home Rule Law.

PASSED 2/7/23



I hereby certify that the foregoing is a true and exact copy of the legislation duly adopted by the County Legislature of Onondaga County on the 7th day of February 2023.

A handwritten signature in blue ink, appearing to be "Jm", is written over a horizontal line.

Clerk, County Legislature