

(Please Use this Form for Filing your 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 NIAGARA
Town
Village

Local Law No. 3 of the year 19 81

A local law amending Sections 5, 11 and 12 of Local Law #1 for the year 1956 and
(Insert title)
Section 13 of Local Law #1 for the year 1956 as amended by Local Law #1 of
the year 1967.

Be it enacted by the Niagara County Legislature of the
(Name of Legislative Body)

County
City of Niagara as follows:
Town
Village

Section 5, entitled "Withdrawal" shall be deleted and there shall be substituted in place and instead thereof the following;

"Section 5. Withdrawal. Withdrawal from the Plan by a participant may be effected by filing on or before the 15th day of July, in any year, with the Chairman of the Insurance Committee and the Clerk of the Legislature, a certified copy of the Resolution of its governing body electing to withdraw from the Plan at the end of the operating, current calendar year. Upon withdrawal, the participant shall pay, in a lump sum or in installments, an equitable share of the outstanding liabilities of the Plan as of the effective date of the withdrawal. The withdrawing participant's share of the outstanding liabilities of the Plan shall be calculated by use of a combined formula based 50% on Property Valuation and 50% Loss Experience as outlined in, and to be consistent with, Section 11 of the Plan.";

Section 11, shall be deleted and there shall be substituted in place and instead thereof the following;

"Section 11. ANNUAL APPORTIONMENT OF COSTS FOR OPERATING FUND; MAXIMUM LOSS LIMITATION.

(a) The apportioned share of each participant shall be based one-half (50%) on the total value of the Participant's taxable real property in the proportion that the full valuation of its taxable real property bears to the aggregate, full property valuation of all of the Plan participants and one-half (50%) on the loss percentile experience of the participant, said loss percentile to be calculated based on the paid and reserved losses of each participant in relation to the aggregate paid and reserved losses for the entire Plan, for each of the three (3) preceding years immediately preceding the year in which said budget estimate is presented, omitting the current year.

(b) There shall be a maximum loss limitation, for a single accident

or single occurrence, in any one year, that may be assessed against a participant's annual experience charge. The Loss Limitations that will apply to each class of entity in the Plan are as follows:

(1)	Villages	\$10,000
(2)	Towns	15,000
(3)	School Districts	15,000
(4)	Cities	25,000
(5)	Niagara County	25,000."

Section 12 shall be deleted and there shall be substituted in place and instead thereof the following:

"Section 12. THE SHARE OF EACH PARTICIPANT SHALL
BE COLLECTED AS FOLLOWS:

(a) The County of Niagara, the cities and the towns shall be collected by inclusion in the next tax levy against property taxable by the participant responsible therefore.

(b) The share of each village and school district shall be collected not later than thirty (30) days after the commencement of such participants next fiscal year.

(c) The amounts collected from each participating entity shall be paid over to the County Treasurer and by him credited to the Separate Fund established for this Self-Insurance Plan."

Section 13 shall be amended and there shall be substituted in place and instead thereof the following:

"Section 13. A Self-Insurance Reserve for the Plan is hereby established. The MAXIMUM amount which shall be contributed to such Reserve shall be \$500,000.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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 1981 of the ~~County~~ City of Niagara was duly passed by the Niagara County Legislature (Name of Legislative Body) ~~Town~~ ~~Village~~ on August 4, 1981 in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the ~~County~~ City of _____ was duly passed by the _____ (Name of Legislative Body) ~~Town~~ ~~Village~~ on _____ 19____ and was approved _____ by the _____ Elective Chief Executive Officer * ~~not disapproved~~ ~~repassed after disapproval~~ and was deemed duly adopted on _____ 19____, 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 19____ of the ~~County~~ City of _____ was duly passed by the _____ (Name of Legislative Body) ~~Town~~ ~~Village~~ on _____ 19____ and was approved _____ by the _____ Elective Chief Executive Officer * ~~not disapproved~~ ~~repassed after disapproval~~ 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 general thereon at the special election held on _____ 19____, in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____ of the ~~County~~ City of _____ was duly passed by the _____ (Name of Legislative Body) ~~Town~~ ~~Village~~ on _____ 19____ and was approved _____ by the _____ Elective Chief Executive Officer * ~~not disapproved~~ ~~repassed after disapproval~~ on _____ 19____. Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on _____ 19____, 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 chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

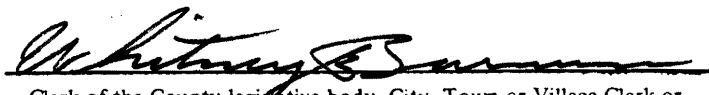
I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the special election held on general 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 of 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.


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


Date: August 4, 1981

(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 NIAGARA

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
NIAGARA COUNTY ATTORNEY
.....
Title

Date: August 4, 1981

County
City of NIAGARA
Town
Village