

LOCAL LAW NO. 1 OF 1956

A local law to establish Chenango County Self-Insurance Plan under the provisions of Article 5, Workmen's Compensation Law.

BE IT ENACTED by the Board of Supervisors of the County of Chenango as follows:

Section 1. The Plan of self-insurance established pursuant to former Section 50 (3-a) of the Workmen's Compensation Law is hereby continued in existence through December 31, 1956, when it shall become the Chenango County Self-Insurance Plan.

Section 2. The Plan of self-insurance hereby established shall be administered by a committee of three members of the Chenango County Board of Supervisors, who shall be appointed annually by the Chairman of the Board at the organization meeting of the Board of Supervisors.

Section 3. The committee in charge of said Plan shall appoint annually an administrator of said Plan. Such administrator may hold another position in the County Government and perform the duties of administrator in addition to such other position.

Section 4. In addition to the County, participation in the Plan shall be available to the City of Norwich, all Towns, and all Villages within the County of Chenango. Pursuant to Section 63, Workmen's Compensation Law, all fire districts, fire protection districts, and fire alarm districts shall be covered by the Plan if the town or towns in which the same may be located are participants. Any municipality electing to become a participant shall file a certified copy of a resolution of its governing body electing to become a participant on or before the 15th day of July in any year with membership to be effective on the first day of January following such election. Any participant may withdraw from said Plan by filing a certified copy of a resolution of its governing body electing to withdraw upon the condition that it agree to pay its proportionate share of the estimated liabilities of said Plan at the time of withdrawal. Payment of such liability may be made either in a lump sum or may be collected by inclusion in the next succeeding tax levy of the withdrawing municipality. Such resolution of withdrawal shall be filed with the committee on or before the 15th day of July effective on the first day of January following.

Section 5. All participants in the Plan shall cooperate fully with the committee in the administration of the Plan; shall annually within 30 days of the close of each calendar year, and at such other times as the committee may require, render such reports as may be requested; shall promptly furnish all pertinent information relative to any claimant; and aid in the investigation of any claim.

Section 6. Every employee of the highway, public works, or other similar departments of any participant in the Plan, on and after January 1, 1957, shall undergo a physical examination before undertaking any of the duties of his employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties. The expenses of such physical examination shall be paid from the funds of the Plan.

Section 7. The violation of any of the provisions of the foregoing section by any participant shall be grounds for the expulsion of such participant from the Plan.

Section 8. The annual estimate of expenses shall be apportioned among the participants in the proportion that the full valuation of each participant bears to the aggregate full valuation of all the participants. The Plan shall operate on a cash liability basis. The share of each participant in the Plan shall be collected by inclusion of such share in the next succeeding tax levy, except in the case of participants not subject to a county tax levy, and in such case by direct billing of such share.

Section 9. The County Treasurer shall pay to claimants Workmen's Compensation Benefits as provided in Section 25 of the Workmen's Compensation Law upon order of the administrator of the Plan. Other payments of liabilities of the Plan shall be made by the County Treasurer upon vouchers duly addited by the administrator appointed by the committee to supervise the Plan.

Section 10. The committee of the Board of Supervisors appointed to supervise the Plan shall have general supervision of the Plan; shall appoint the administrator and other employees of the Plan within the limits of the appropriation therefor; shall audit all bills or claims against the Plan, (except such sums as may be payable under Workmen's Compensation Law Section 25 and awards of the Workmen's Compensation Board); shall have the power to make the necessary rules and regulations to provide for the administration of the Plan; and shall have authority to do any matter in the settlement of any case. The administrator and other employees of the Plan shall receive such salary or other remuneration, payable from the moneys of the Plan, as shall be fixed by the Board of Supervisors.

Section 11. The administrator shall perform such duties as may be necessary to operate the Plan in accordance with the Workmen's Compensation Law; shall attend hearings of cases before the Workmen's Compensation Board; shall have the power to authorize payment of claimants' compensation under the provisions of the Workmen's Compensation Law Section 25 and awards made by the Workmen's Compensation Board; shall have the power to authorize necessary medical care which appears from medical reports and information to be justifiable; shall have power to purchase supplies, stationery, forms, books, and equipment which may be necessary for the operation of the Plan within limits of any appropriation, therefor made by the Board of Supervisors.

Section 12. This local law shall take effect January 1, 1957.

STATE OF NEW YORK COUNTY OF CHENANGO BOARD OF SUPERVISORS SS:

I, GIBSON K. DAVIS, Clerk of the Board of Supervisors of the County of Chenango, State of New York, DO HEREBY CERTIFY that the annexed Local Law No. 1 of 1956 of the County of Chenango, entitled "A local law to establish Chenango County Self-Insurance Plan under the provisions of Article 5, Workmen's Compensation Law", was duly adopted by such Board of Supervisors on the 11th day of June, 1956, at a regular meeting thereof at which a quorum was present and participated throughout; that such annexed Local Law is a true and correct copy of the original thereof and of the whole thereof; and that such Local Law was not subject to a referendum. Such Local Law was duly adopted in accordance with the provisions of Article 6, County Law, as amended, and this certificate is made pursuant to Section 306, County Law, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Board of Supervisors this 12th day of June, 1956.

(SEAL)
(Seal)

Gibson K. Davis
CLERK

Recorded June 14, 1956 at 11:40 o'clock A. M.

Joseph M. Davis Clerk.