

COUNTY OF ORLEANS
BOARD OF SUPERVISORS

LOCAL LAW NO. 2, OF 1956

(Introductory No. 2 of 1956)

A local law enumerating Rules and Regulations for the Administration of the Orleans County Self-Insurance Plan.

Be it enacted by the Board of Supervisors of the County of Orleans as follows:

Section 1. Rules and Regulations for the administration of the Orleans County Self-Insurance Plan are hereby promulgated.

A. PARTICIPATION

In addition to the County, participation in the Orleans County Self-Insurance Plan shall be available to:

TOWNS
VILLAGES

B. ENTRY AND WITHDRAWAL

Participants as defined in Subdivision A hereof and other than those in the plan at the time of its adoption, shall be admitted as of January first following the date of application for participation; provided, however, that a certified copy of a resolution of the governing body of the applicant shall be filed with the Committee by the preceding July first.

A participant may withdraw from the plan effective at the end of a fiscal year, by filing with the Committee by the preceding July first notice of such withdrawal. The assessment percentage for such participant shown in the last annual estimate and apportionment of costs shall be applied to the amount of the plan's outstanding liabilities at the date of withdrawal, to produce the amount payable by the participant.

The amount payable by a participant upon withdrawal shall be collected in full, or in such installments and at such dates as the Board of Supervisors may determine.

C. APPORTIONMENT OF COSTS

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.

D. PAYMENTS BY PARTICIPANTS

The amount due from each participating village as its share of the annual estimate of the plan shall be paid to the County Treasurer within thirty days after the commencement of such participant's fiscal year.

The amount due from each town participating in the plan shall be included in the next succeeding tax levy against property taxable by the participant responsible therefor, and, when collected, such amounts shall be paid over to the County Treasurer and by him credited to the County Self-Insurance Fund.

E. RESERVE

A reserve of \$25,000.00 is hereby established for the plan. Any balance in the contributed reserve of the mutual plan, after repayment of advances made prior to December 31, 1956, shall be transferred to the reserve hereby established.

The difference between the maximum amount hereby established and the balance transferred from the contributed reserve of the mutual plan shall be accumulated by including equal portion of such amount in each annual estimate. The first installment shall be included in the annual estimate for 1958.

F. MEDICAL EXAMINATION OF EMPLOYEES

Each participant shall require an employee to have a medical examination prior to employment, except in an emergency; in which event, a medical examination shall be made as soon after the date of employment as is practicable.

Reports of medical examination shall be filed with the Committee, and the cost of such examination shall be an expense of the participant.

No participant shall allow an employee to assume a position the duties of which will aggravate any physical defect or disability known at the date of employment.

G. REPORTS BY PARTICIPANTS

Each participant shall maintain a record of all injuries received by employees in the course of their employment. The following or equivalent reports required to be filed by the employer with the Workmen's Compensation Board pursuant to the Workmen's Compensation Law shall be filed promptly, and copies thereof shall be filed at the same time with the Committee;

Forms C-2 & C-2.5	Employer's Report of Injury
Forms C-2.1 & C-2.2	Employer's Monthly Report of Accidents
Form C-11	Employer's Report of Injured Employee's Change in Employment Status Resulting from Injury.
Form C-61	Supplemental Report of Employer in Death Case
Form C-240	Employer's Statement of Wage Earnings (Preceding Date of Accident) Employer's Request for Reimbursement

Reports shall be made annually by volunteer fire departments, giving the name of the active members thereof. Such other reports as may be requested by the committee shall be filed promptly by participants.

Forms for reports to be filed by participants pursuant to this subdivision shall be furnished by and be an expense of the plan.

The committee shall report to the Board of Supervisors failure of a participant to file required reports and the Board of Supervisors may take such action as it deems proper, as provided herein.

H. SAFETY PROGRAMS

Each participant shall develop and enforce a safety program or programs designed for the reasonable and adequate protection of the lives, health and safety of employees; and shall provide for use by employees of appliances and devices designed to minimize the possibility of injury or impairment of health. The programs so developed shall be filed with the committee for its approval.

I. COOPERATION BY PARTICIPANTS

Participants in the plan shall cooperate with the committee by promptly filing all required reports, by aiding in the investigation of claims, by developing and enforcing safety programs and by furnishing any additional aid or information that may be required to carry out the provisions and the intent of the Workmen's Compensation Law.

J. PENALTIES

The Board of Supervisors may by resolution impose the following penalties on participants:

For failure of a member of the mutual plan to pay its share of advances by October 1, 1957, or for failure to include such sum in next tax levy.	1% per month on amount billed, from October 1, to date of payment; a penalty of 3% will be added if the unpaid amount is included in the succeeding tax levy.
--	---

For failure of a participant to pay its share of an annual estimate within thirty days after the commencement of its fiscal year.	$\frac{1}{2}$ % per month to date of payment.
---	---

For failure to file reports.	Fine not to exceed \$25.00.
------------------------------	-----------------------------

For failure to require medical examinations prior to employment.	Fine not to exceed \$25.00.
--	-----------------------------

The Board of Supervisors may by resolution expel a participant for failure to observe the rules and regulations adopted, or for any violation of the provisions of the Workmen's Compensation Law; provided, however, that a participant shall be notified in writing, at least thirty days prior to the effective date of expulsion; and further provided, that expulsion shall not relieve a participant from paying its share of the outstanding liabilities of the plan at the date of expulsion.

Section 2. This Local Law shall take effect January 1, 1957; except that Subdivision (C) of Section 1 shall take effect August 1, 1956.

CARMINE G. DESAPIO
SECRETARY OF STATE

~~SYDNEY HOUSE~~ Barnett J. Nova
EXECUTIVE DEPUTY



STATE OF NEW YORK
DEPARTMENT OF STATE
164 STATE STREET
ALBANY 1

LOTTIE L. STILLERMAN
DEPUTY SECRETARY
SAMUEL LONDON
DEPUTY SECRETARY
FRANK A. EMMA
DEPUTY SECRETARY

July 9, 1956

Doris B. Craddock, Clerk
Board of Supervisors
Court House
Orleans County
Albion, New York

Dear Madam:

Please be advised that Local Laws #1 and #2 of 1956 for Orleans County were received and duly filed today.

Very truly yours,

A handwritten signature in cursive script that reads "Helen M. Allen".

Senior Clerk
Election & Law Bureau

HNA:a