

Requesting The New York State Legislature Introduce ~~Home Rule~~ Legislation Amending General Municipal Law Section 239-S And Executive Law 295-16 To Establish That The Jurisdiction Of The Ulster County Commission On Human Rights, In Relation To Matters Within The County Of Ulster, Be Concurrent With The Jurisdiction Of The New York State ~~Commission On~~ Division Of Human Rights

Referred to: The Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Belfiglio, Donaldson, Lopez, Loughran, R. Parete and Rodriguez)

Legislator Hector Rodriguez offers the following:

WHEREAS, the Ulster County Legislature hereby finds that there is no greater danger to the health, morals, safety, and welfare of the County than the existence of prejudice, intolerance, and antagonism among its residents because of actual or perceived differences, including those based on race, color, religion, ethnicity, creed, age, national origin, alienage or citizenship status, familial status, gender, marital status, sexual orientation or disability; and

WHEREAS, pursuant to New York State General Municipal Law ~~Section 239~~ **Article 12-D**, the County of Ulster is currently authorized to create and maintain a Commission on Human Rights; and

WHEREAS, the Ulster County Legislature finds that it is imperative that the jurisdiction of the Ulster County Human Rights Commission, in relation to matters within the County of Ulster, be concurrent with the jurisdiction of the New York State **Division of** Human Rights ~~Commission~~, and

WHEREAS, the Ulster County Legislature hereby seeks to amend New York State General Municipal Law Section 239-s and **Executive Law 295-16** to establish that the jurisdiction of the Ulster County Commission on Human Rights, in relation to matters within the County of Ulster, as concurrent with the jurisdiction of the New York State ~~Commission on~~ **Division of** Human Rights; now, therefore be it

RESOLVED, that the Ulster County Legislature hereby requests that the New York State Legislature introduce ~~home rule~~ legislation amending General Municipal Law Section 239-s to include the following language:

Resolution No. 11 June 20, 2017

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Nothing in this article shall be deemed to limit or reduce the powers of the Ulster County commission on human rights, and with respect to such powers, the jurisdiction of the Ulster County Commission on Human Rights, in relation to matters within the County of Ulster, shall be deemed to be concurrent with the jurisdiction of the New York State Division of Human Rights.

and, be it further

RESOLVED, that the Ulster County Legislature hereby requests that the New York State Legislature introduce legislation amending Executive Law 295-16 to include the following language:

To have concurrent jurisdiction with the Ulster County Commission on Human Rights over the administration and enforcement of Article XXX of the Ulster County Charter and any related provisions of the Ulster County Administrative Code;

and, be it further

RESOLVED, that these intentions be transmitted to New York State Senators George A. Amedore, John J. Bonacic, William J. Larkin, Jr. and James Seward, and New York State Assemblymen Kevin A. Cahill, Frank K. Skartados, Brian D. Miller, and Peter Lopez,

and moves its adoption.

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ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 12 NOES: 10

(Noes: Legislators Bartels, Berky, Briggs, Delaune, Donaldson, Greene, Heppner, Loughran, J. Parete, and Rodriguez)

(Absent: Legislator Allen)

Defeated in Committee: Laws and Rules, Governmental Services on February 15, 2017

Petition to Discharge successfully executed.

Referred Back to Laws and Rules, Governmental Services Committee at Legislative Session on April 18, 2017

Postponed in Committee: Laws and Rules, Governmental Services on May 15, 2017

Passed Committee: Laws and Rules, Governmental Services on June 19, 2017

FINANCIAL IMPACT:

NONE

Legislator Gerentine motioned, seconded by Legislator Belfiglio, to amend the resolution to make necessary technical corrections as indicated above with incorrect language stricken and new language in bold font and/or underlined.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 22 NOES: 0

(Absent: Legislator Allen)

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 20th Day of June in the year Two Thousand and Seventeen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 22nd Day of June in the year Two Thousand and Seventeen.

/s/ Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature