

## 1. Proposed Local Laws

### Documents:

PROPOSED LL CI 92-21.PDF  
PROPOSED LL CI 93-21.PDF  
PROPOSED LL CI 143-21.PDF  
PROPOSED LL CI 144-21.PDF

**PROPOSED LOCAL LAW NO. -2021**

**A LOCAL LAW TO AMEND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY TO EXPAND DISCLOSURE REQUIREMENTS TO PERMITTEES UNDER USE AND OCCUPANCY PERMITS FOR COUNTY PROPERTY.**

WHEREAS, this Legislature has enacted laws to provide for registration, increased oversight and public disclosure of vendors operating in or doing business with Nassau County; and

WHEREAS, in the interest of the public good such laws provide greater transparency as to the operations of County government and as to the activities of those entities or individuals that do business, seek to do business or enter into an agreement with Nassau County; and

WHEREAS, it is in the public interest to promote even greater transparency and enhanced disclosure with regard to campaign contribution activity to elected Nassau County officials and candidates for office by those entities that have entered into agreements with Nassau County for the use and occupancy of County-owned property; now, therefore

BE IT ENACTED, by the County Legislature of the County of Nassau, as follows:

Section 1. The County Government Law of Nassau County is amended to add the following sections:

**§1122(b). Required Disclosure's under Use and Occupancy Agreements.**

**Occupant Disclosure**

Any person or organization, prior to executing any contract or agreement with the County of Nassau for the use and occupancy of County-owned property, or as otherwise required by 1122(d) shall cause to be filed with the County Attorney the following form:

COUNTY OF NASSAU

USE AND OCCUPANCY OF COUNTY OWNED PROPERTY DISCLOSURE FORM

1. Name of the Person, Persons, or Entity: \_\_\_\_\_

Address: \_\_\_\_\_

City, State and Zip Code: \_\_\_\_\_

2. Entity's Vendor Identification Number: \_\_\_\_\_

3. Type of Business:  Public Corp  Partnership  Joint Venture  
 Ltd. Liability Co  Closely Held Corp  Other (specify)

4. List names and addresses of all proposed occupants and permittees or any principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

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5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

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6. List all affiliated and related companies and their relationship to the firm or entity entered on line 1 above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract.

Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

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7. List all lobbyists whose services were utilized at any stage in this matter. The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

(a) Name, title, business address and telephone number of lobbyist(s):

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(b) Describe lobbying activity of each lobbyist. See below for a complete description of lobbying activities.

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(c) List whether and where the person/organization is registered as a lobbyist ( e.g., Nassau County, New York State):

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8. VERIFICATION: This section must be signed by all proposed permittees prior to executing any contract or agreement with the County of Nassau for the use and occupancy of County-owned property.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

**The term lobbying shall mean any attempt to. influence:** any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage,

defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including by not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing;

the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

### **§1122(c) Disclosure of Campaign Contributions**

Any person or organization, prior to the consideration of the Rules Committee of the Nassau County Legislature contract or agreement with the County of Nassau for the use and occupancy of County-owned property, or for contracts or agreements not subject to the review of the Rules Committee of the Nassau County Legislature, prior to the execution by the County Executive, shall file or cause to be filed with the County Attorney as an addendum to the Disclosure Form described in §1122(b) of the County Government Law of Nassau County the following form:

COUNTY OF NASSAU

#### **POLITICAL CAMPAIGN CONTRIBUTION DISCLOSURE FORM**

1. Has the entity or principals as described in section 4 of the Disclosure Form provided campaign contributions within the previous two years pursuant to the New York State Election Law to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected officials: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any

Comity Legislator? If yes, to what campaign committee?

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2. VERIFICATION: This section must be signed by all proposed permittees prior to executing any contract or agreement with the County of Nassau for the use and occupancy of County owned property.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees identified above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

**§1122(d) Disclosure of Campaign Contributions by Existing Permittees**

Within thirty days of the adoption of this local law, any permittee who occupies or resides on County property shall file or cause to be filed with the County Attorney both the Use and Occupancy of County Owned Property Disclosure Form set forth in § 1122(b) and the Political Contribution Disclosure Form set forth in § 1122(c).

§2. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§3. This local law shall take effect immediately.

Introduced by: Presiding Officer Richard J. Nicoletto, Deputy Presiding Officer Howard J. Kopel, Alternate Deputy Presiding Officer Denise Ford, and Legislators C. William Gaylor, III, Vincent T. Muscarella, James Kennedy, Thomas McKeivitt, Laura Schaefer, John R. Ferretti, Jr., Rose Marie Walker, and Steven D. Rhoads

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Ltd. Liability Co  Closely Held Corp  Other (specify)

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5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

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on line 1 above (if none, enter "None"). Attach a separate disclosure fom1 for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

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The undersigned further certifies and affirms that the contribution(s) to the campaign committees identified above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

**§1122(d) Disclosure of Campaign Contributions by Existing Permittees**

Within thirty days of the adoption of this local law, any permittee who occupies or resides on County property shall file or cause to be filed with the County Attorney both the Use and Occupancy of County Owned Property Disclosure Form set forth in § 1122(b) and the Political Contribution Disclosure Form set forth in § 1122(c).

§2. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§3. This local law shall take effect immediately.



PROPOSED LOCAL LAW -2021

A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO PROHIBITING THE SALE OF ELECTRONIC AEROSOL DELIVERY SYSTEMS OR COMPONENTS OR PARTS WITHIN 1,000 LINEAR FEET OF A SCHOOL, PUBLIC PARK OR PLAYGROUND

WHEREAS, there are well-documented dangers posed to children from vaping and the use of e-cigarettes; and

WHEREAS, there is a manifest and overriding public interest in keeping vaping or e-cigarette products away from places where children are most likely to congregate; and

WHEREAS, this Legislature wishes to prohibit business establishments from selling electronic aerosol delivery systems and components or parts 1,000 linear feet from a school, public park or playground; now, therefore

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

Section 1. Paragraph E. is added to § 9-25.3 of the Nassau County Administrative Code as follows:

E. No business establishment in Nassau County shall sell at retail any electronic aerosol delivery system or component or part if any part of the building in which the business is situated shall be located less than 1,000 linear feet from any property improved with a school for children who are less than 21 years of age, or from any public park or playground. All business establishments which are currently offering at retail any electronic aerosol delivery system or component or part thereof and are located within 1,000 linear feet of a school, park or playground



shall fully cease and desist from doing so upon a date not later than October 1, 2021, or else they shall be committing a prohibited act in violation of this section.

§2. Severability

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individuals, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

§ 3. SEQRA Determination. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L., section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R. and section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a “Type II” Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§4. Effective Date

This Local Law shall take effect immediately.

**PROPOSED LOCAL LAW -2021**

**A LOCAL LAW TO PROHIBIT THE SMOKING OR VAPING OF CANNABIS IN ALL COUNTY OWNED PROPERTIES**

WHEREAS, the New York State Legislature has passed, and Governor Cuomo has signed the "Marijuana Tax and Reform Act" legalizing the recreational use and sale of cannabis products in New York; and

WHEREAS, individuals over the age of 21 can smoke or vape cannabis products wherever smoking is allowed under the Clean Indoor Air Act; and

WHEREAS, the Clean Indoor Air Act prohibits the smoking or vaping of cannabis products in most workplaces, restaurants, bars, mass transportation, public transportation terminals, schools, colleges and universities, hospitals and indoor arenas; and

WHEREAS, the smoking or vaping of cannabis products in outdoor spaces remain unregulated; and

WHEREAS, it is in interest of Nassau County residents to prohibit the smoking and vaping of cannabis at all County-owned properties including but not limited to County-owned buildings, sidewalks, parking lots, parks, preserves, playgrounds, and beaches; NOW THEREFORE

BE IT ENACTED by the County Legislature of the County of Nassau as follows:

Section 1. Title XX is added to the Miscellaneous Laws of Nassau County as follows:

Title XX

Prohibition against the Smoking or Vaping of Cannabis Products on County-Owned Properties

§ 1. Prohibition against the Smoking or Vaping of Cannabis Products on County-Owned Properties.

a. No person shall smoke or vape cannabis or concentrated cannabis as those terms are defined by §222.00 of the New York State Penal Law on any County-owned property including but not limited to buildings, sidewalks, parking lots, parks, preserves, playgrounds, beaches, campgrounds, or any other county-owned open spaces.

§ 2. Penalties. A violation of section one of this local law shall be punishable by a civil penalty of \$200.00.

§2. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this law or tire application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or

unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to tire clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in tire controversy in which such order or judgment shall be rendered.

§3. It is hereby determined, pursuant to the provisions of tire State Environmental Quality Review Act, 8.N.Y.E.C.L. section 0101 et. seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on tire environment; and no further review is required.

§4. This local law shall take effect immediately.

PROPOSED LOCAL LAW \_\_-2021

A LOCAL LAW TO AMEND TITLE 64 OF THE MISCELLANEOUS LAWS OF NASSAU COUNTY TO PREVENT THE CONSUMPTION OF CANNABIS BY MINORS AT PRIVATE HOMES

WHEREAS, the New York State Legislature has passed, and Governor Cuomo has signed the “Marijuana Tax and Reform Act” legalizing the recreational use and sale of cannabis products in New York; and

WHEREAS, with the removal of cannabis products as regulated drugs from the New York State Public Health Law, Nassau County’s Social Host Law must be amended to prohibit any person over the age of eighteen that owns, rents or controls a private residence from knowingly allowing the use or consumption of cannabis products at such residence by any minor; NOW THEREFORE

BE IT ENACTED by the County Legislature of the County of Nassau as follows:

Section 1. Title 64, §3(d) of the Miscellaneous Laws of Nassau County is amended to read as follows:

d. “Drugs” shall mean any substance listed in schedule I, II, III, and IV of the New York State Public Health Law §3306, including but not limited to heroine, hydrocodone, oxycodone, fentanyl, anabolic steroids, and cocaine. “Drugs” shall also mean cannabis and concentrated cannabis as those terms are defined by §222.00 of the New York State Penal Law.

§2. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

§3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8.N.Y.E.C.L. section 0101 et. seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a “Type II” Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

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