

LOCAL LAW13 -2009

A LOCAL LAW to amend chapter 272 of the laws of 1939, constituting the Nassau County Administrative Code, to allow for online auctions of stolen and unclaimed property

Passed by the Nassau County Legislature on July 7, 2009
Voting: ayes: 18 nays: 0 abstained: 0
Became a law on July 9, 2009 with the approval of the County Executive.

Lisa B. Ross
Deputy County Attorney

Be it enacted by the County Legislature of the County of Nassau as follows:

Section 1. Legislative intent.

This Legislature finds that online auctioning of stolen and unclaimed property would lower personnel costs for auctions and recover usable warehouse space more quickly.

§2. Paragraph (6) of subdivision (g) of section 8-7.0 of chapter 272 of the laws of 1939, constituting the Nassau County Administrative Code, is amended to read as follows:

6. Except for property that the Commissioner of Police determines would aid law enforcement within the County and property as defined in subdivision (i) any property forfeited pursuant to the procedures established by this subdivision shall be sold at public auction. The Commissioner shall publish a public notice announcing an auction of the property on the website of the Nassau County Police Department at least ten (10) days prior to the final day that bids are to be accepted. Such notice shall identify the property to be sold, the place where the terms of the sale may be obtained, and the final date and time that auction bids may be received. In addition, if the property is offered for sale on an Internet auction site, the notice shall set forth the uniform resource locator (URL) for such site. The Commissioner may reject any bidder that is unable to or appears to be unable to comply with the terms of the sale. When no bid or acceptable bid is received via auction, property may be reoffered at private sale or otherwise disposed of in

furtherance of the interests of the Department. The proceeds of such sale, and any other monies realized as a consequence of the forfeiture, shall be paid into the police headquarters fund of the County of Nassau to be used by Nassau County Police Department for narcotics enforcement purposes.

§ 3. This Legislature hereby finds and determines that action relating to this local law constitutes a Type II action pursuant to Title 6 of the New York Code of Rules and Regulations Section 617.5(c)(20) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment").

§ 4. This local law shall take effect immediately.

APPROVED

Maureen Gottlieb

County Executive

DATE *7/9/09*
