

MICHAEL C. PULITZER  
CLERK OF THE LEGISLATURE



PHONE: 516 571-4252  
FAX: 516 571-4217

NASSAU COUNTY LEGISLATURE  
1550 FRANKLIN AVENUE MINEOLA, NEW YORK 11501

July 22, 2024  
Secretary of State  
State Record and Law Bureau  
99 Washington Ave Suite 600  
Albany, New York 12231

Dear Sir/Madam:

In accordance with Section 160 of the County Government Law of Nassau County which require that the Clerk of Nassau County Legislature file a certified copy of a local law within five days, I am transmitting to you one (1) copy of **Local Law Number 3-2024**, to be filed.

Should there be any questions regarding timely filing of the enclosed Local Law, please contact my office immediately at (516) 571- 4390. Also please acknowledge receipt of same.

Very truly yours,

Crystal Albert  
Special Assistant to the Clerk of the Legislature

cA/me  
Encl.

# Local Law Filing

## Instructions

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001  
www.dos.ny.gov

### PLEASE OBSERVE THESE INSTRUCTIONS FOR FILING LOCAL LAWS WITH THE SECRETARY OF STATE

1. Each local law shall be filed with the Secretary of State within 20 days after its final adoption or approval as required by section 27 of the Municipal Home Rule Law. The cited statute provides that a local law shall not become effective before it is filed in the office of the Secretary of State.
  2. Each local law to be filed with the Secretary of State shall be an original certified copy.
  3. Each local law shall be filed on a form provided by the Department of State. If additional pages are required, they must be the same size as the form. Typewritten copies of the text may be attached to the form. Only legible copies will be accepted.
  4. File only the number, title and text of the local law.
  5. In the case of a local law amending a previously enacted local law, the text must be that of the law as amended. Do not include any matter in brackets, with a line through it, italicized or underscored to indicate the changes made. The printed number of the bill and explanatory matter must be omitted.
  6. For the purpose of filing a local law with the Department of State, number each local law consecutively, beginning with the number one for the first local law filed in each calendar year. The next number in sequence should be applied to each local law when it is submitted for filing, regardless of its date of introduction or adoption. The date of filing of a local law is the date on which the local law is placed on file by the Department.
- It is suggested that municipalities use introductory identifying bill numbers for proposed local laws. After the local law is enacted (and approved by the voters, if required), the local law should then be numbered with the next consecutive local law number, as described above, and then submitted to the Department for filing.
7. Each copy of a local law filed with the Secretary of State shall have affixed to it a certification by the Clerk of the County legislative body or the City, Town or Village Clerk or other officer designated by the local legislative body. Certification forms are provided herewith.
  8. A copy of each local law may be mailed or delivered to:  
NYS Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231.

**(DO NOT FILE THIS INSTRUCTION SHEET WITH THE LOCAL LAW.)**

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one.)

of Nassau

Local Law No. 3 of the year 2024

A local law A LOCAL LAW TO MAINTAIN A SAFE AND FAIR COMPETITIVE ENVIROMENT  
(Insert Title)  
FOR WOMEN AND GIRLS PARTICIPATING IN SPORTS AND ATHLETIC EVENTS.

121-24(CE)

Be it enacted by the Nassau County Legislature of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of Nassau

as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2024 of the (County)(City)(Town)(Village) of Nassau was duly passed by the Nassau County Legislature on June 24 2024, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2024 of the (County)(City)(Town)(Village) of Nassau was duly passed by the Nassau County Legislature on June 24 2024, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the County Executive and was deemed duly adopted *(Elective Chief Executive Officer\*)* on July 15 2024, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. *(Elective Chief Executive Officer\*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph \_\_\_\_\_ above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 7/22/2024

(Seal)

STATE OF NEW YORK }  
COUNTY OF NASSAU }

ss.:

Issued to: Comptroller/Treasurer

NO.

I, MICHAEL C. PULITZER, Clerk Of the Legislature of the County of Nassau, do hereby certify that on

Monday, June 24, 2024, the annexed Local Law 3-2024 was passed by  
the Nassau County Legislature, by a majority vote of the voting power of the said Nassau County Legislature.

FURTHER, that the total voting power of the said Nassau County Legislature is nineteen,

THAT the total votes for said proposed local law were 12 Yea / 5 Nay

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed the official seal of said Nassau County Legislature

This 22nd day of July,

24

in the Year two thousand and \_\_\_\_\_.

Clerk of the Legislature



County of Nassau  
Fifteenth Legislature

**RESOLUTION NO. 12-2024 AS TO PROCEDURE**

A RESOLUTION RATIFYING THE ACTION OF THE CLERK OF THE LEGISLATURE TO CAUSE TO BE PUBLISHED A NOTICE OF HEARING ON A LOCAL LAW LAID ON THE DESKS OF THE LEGISLATORS BY THE CLERK OF THE LEGISLATURE, PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, THE NASSAU COUNTY ADMINISTRATIVE CODE AND THE RULES OF THE COUNTY LEGISLATURE.

Became a resolution on June 24, 2024

Votes to Open Hearing: for: 17, against 0 (absent Leg. Bynoe, Leg Deriggi Whitton)

Votes to Close Hearing: for: 17, against 0, (absent Leg. Bynoe, Leg Deriggi Whitton)

WHEREAS, the Clerk of the Legislature has laid upon the desks of the Legislators

**A Local Law Entitled:**

A LOCAL LAW TO MAINTAIN A SAFE AND FAIR COMPETITIVE ENVIRONMENT FOR WOMEN AND GIRLS PARTICIPATING IN SPORTS AND ATHLETIC EVENTS. 121-24(CE)

RESOLVED, that a public hearing on such proposed Local Law be held before this Legislature in its Meeting Room in the Theodore Roosevelt Executive and Legislative Building, Mineola, New York, on June 24, 2024 at 1:00 clock in the afternoon of that day; and further

RESOLVED, that the Clerk of the Legislature publishing in the official newspapers of the County at least four days prior to the date of such public hearing, a notice specifying the title of such proposed Resolution and the time and place of such public hearing, is hereby ratified and confirmed.

Introduced by

*CE / ALL MAJORITY*

*121 / LL 3*

**LOCAL LAW NO. 3 -2024**

**A LOCAL LAW TO MAINTAIN A SAFE AND FAIR COMPETITIVE ENVIRONMENT FOR WOMEN AND GIRLS PARTICIPATING IN SPORTS AND ATHLETIC EVENTS**

APPROVED AS TO FORM



Deputy County Attorney

WHEREAS, Women and Girls deserve the opportunity to demonstrate their strength, skills, and athletic abilities and to provide them with equal and fair opportunities to obtain recognition and accolades, college scholarships, and the numerous other long-term benefits that result from participating and competing in athletic endeavors; and

WHEREAS, historically, Women and Girls have not received as many of the opportunities emanating from participation in sports as biological males; and

WHEREAS, it is imperative that a supportive and safe environment is maintained to foster and nurture these opportunities in sports for biological females; and

WHEREAS, Women and Girls hard work, on-field achievements, and athletic futures deserve to be fostered, nurtured, and celebrated; and

WHEREAS, the designation of separate sex-specific athletic teams or sports is necessary to maintain fairness for women's athletic opportunities; and

WHEREAS, the County of Nassau is committed to protecting Women's and Girl's rights to compete athletically and to realize the opportunities of participating in a fair sporting competition;

NOW, THEREFORE



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

Section 1. A new Title 90 is added to the Miscellaneous Laws of Nassau County as follows:

Title 90

Fairness for Women and Girls in Sports

§ 1 Definitions.

For purposes of this local law, the following terms shall have the following meanings:

- a. "County" shall mean the County of Nassau;
- b. "Gender" shall mean an individual's biological sex assigned to that individual at birth;
- c. "Male", "Man", or "Boy" shall mean an individual whose gender assigned at birth was male;
- d. "Female", "Woman", or "Girl" shall mean an individual whose gender assigned at birth was female;
- e. "Coed" or "Mixed" shall include both males and females.

§ 2. Any sports leagues, organizations, teams, programs, or sports entities must expressly designate as one of the following based on the biological sex at birth of the team's individual competitors when applying for a use and occupancy permit to utilize Nassau County Parks property for the purposes of organizing a sporting event or competition:

- a. Males, men, or boys; or
- b. Females, women, or girls; or
- c. Coed or mixed, including both males and females.

§ 3. The Nassau County Department of Parks, Recreation & Museums shall not issue any permits for the use and occupancy of Nassau County Park property for the purposes of organizing a sporting event or competition that allows athletic teams or sports designated for females, women, or girls to include biological males as competitors.

§ 4. The Nassau County Department of Parks, Recreation & Museums may issue permits for the use and occupancy of Nassau County Park's property for the purposes of organizing a sporting event or competition that allows athletic teams or sports for males, men, or boys to include biological females as competitors.

§ 5. A statement of a team's individual competitor's biological sex on the team's individual competitor's official birth certificate is considered to have correctly stated the team's individual competitor's biological sex at birth if the statement was filed at or near the time of the team's individual competitor's birth.

Section 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.

Section 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 amendment of the Nassau County Administrative Code in relation to a special revenue fund is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is of a class of actions which does not have a significant effect on the environment; and no further review is required.

Section 4. This local law shall take effect immediately.

**APPROVED**

*[Handwritten Signature]*

*CE*

**County Executive**

**Date** *7/15/2024*