

**COMMITTEE ON LEGISLATION
MINUTES: August 6, 2007**

LEGISLATION

MEMBERS:

Chair: Pinto; Legislators: Young, Rogowsky, Burrows, Oros, Bronz, Myers

IN ATTENDANCE:

CE: A. Neuman, B. Randolph **CA:** M. Gleeson, M. Nicolas-Brewster, L. Pizer;
PARKS: C. Mathews; **BOL:** S. Bass, R. Pezzullo, M. Amodio, J. Sold, N. Rentz, C. Giliberti, K. Delgado, M. McManus, C. McManus; **Guests:** L. Berns

With a quorum present, the Committee on Legislation was called to order at 1:22 p.m.

BANNING SEX OFFENDERS FROM LIVING NEAR COUNTY FACILITIES

The original legislation dated July 19, 2007 was drafted based upon Legislator Oros's memo. He then believed a better law could be passed if it was based upon the Putnam County Law. Mr. Oros submitted new legislation modeled after the Putnam County law.

Martin Gleeson of the County Attorney's Office discussed and answered legislators questions about the August 2nd legal memo on restrictions placed upon sex offenders. An employment ban provision raises concern of the constitutionality of the proposed law. There was discussion about how broad the law can be and at the same time withstand any judicial challenges.

Linda Berns, Director of the Lower Hudson Valley Chapter of the New York Civil Liberties Union spoke. They have concerns that the law may be too broad on the issue of what level of sex offenders are included and the size of the Child Safety Zone. She stated that with this legislation the county maybe in violation of the New York State Sexual offenders act.

Legislator Oros said he would sit down with Steve Bass and Mr. Gleeson to come up with answers to the questions which were asked and then circulate something new to the committee members.

REQUIRE THE WEARING OF BICYCLE HELMETS

The proposed legislation requiring everyone to wear a helmet while riding a bicycle was distributed today for a discussion to take place at a future meeting. The current law only requires children ages 14 and under to wear a bicycle helmet.

Mary Lynn Nicolas Brewster and Leah Pizer gave a summary of the bill. The police officer in the jurisdiction of the fine will have the responsibility to enforce the law. Local courts at its discretion could waive initial fines. There is also a requirement for stores selling bicycles to post a sign reminding people that they are required to wear a helmet. This is to be enforced by the County Department of Weights and Measures.

HYBRID PARKING FEE WAIVER

11 cars took advantage of the discount in 2006. So far in 2007 5 cars have taken advantage of the discount.

Mr. Rogowsky discussed the changes which were made by the County Attorney. They amended the definition to include some vehicles which are not Hybrids but are meeting the miles to gallon standard that are the same as Hybrids.

There was a discussion of vehicles purchased of what year will be included. Mr. Rogowsky suggested that in another 2 or 3 years the law should sunset again. Chairman Pinto requested a list of vehicles which receive an EPA rating of at least 35 miles to the gallon.

RECEIVE AND FILE

(Rogowsky, Young) move to receive and file item 85. Motion approved 5-1 (Nay-Oros).

(Young, Bronz) move to receive and file item 97. Motion defeated 3-3 (Nay-Oros, Rogowsky, Myers).

(Oros, Young) move to receive and file item 98. Motion approved 6-0.

MINUTES

(Bronz, Myers) move to approve the minutes of January 17, 2007, January 25, 2007, February 1, 2007, February 5, 2007, February 26, 2007, July 23, 2007. Motion passed 6-0.

(Young, Bronz) Move to adjourn the Committee on Legislation. Motion passed 6-0. Committee on Legislation adjourned at 2:44 P.M.

AUDIO RECORDING ON FILE FOR REVIEW UPON REQUEST