

LOCAL LAW NO. 1 - YEAR 1956
COUNTY OF CORTLAND, NEW YORK

A LOCAL LAW CONTINUING THE PLAN OF MUTUAL SELF-INSURANCE ESTABLISHED BY THE BOARD OF SUPERVISORS OF CORTLAND COUNTY, PURSUANT TO FORMER SUBDIVISION 3A OF SECTION 50, WORKMEN'S COMPENSATION LAW, AND ESTABLISHING A PLAN OF SELF-INSURANCE IN ACCORDANCE WITH ARTICLE 5 OF THE WORKMEN'S COMPENSATION LAW, AND PROVIDING FOR THE ADMINISTRATION THEREOF.

Be it enacted, by the Board of Supervisors of the County of Cortland, as follows:

Section 1: The plan of mutual self-insurance heretofore established pursuant to former subdivision 3A of Section 50 of the Workmen's Compensation Law is hereby continued through December 31, 1956.

Section 2: A plan of self-insurance as provided for in Article 5 of the Workmen's Compensation Law is hereby established and shall be known by the name of "Cortland County Self-Insurance Plan".

Section 3: The plan of self-insurance hereby established shall be administered by a committee of three members, to be known as the "Compensation Insurance Committee", to be appointed by the Chairman of the Board of Supervisors, with the approval of the Board of Supervisors, upon this local law becoming effective, and thereafter at the organization meeting of the Board in January of each even numbered year. The members of said Committee shall hold office at the pleasure of the Board and for not longer than the term of office for which the then members of such Board were elected.

Section 4: The County of Cortland, City of Cortland, the Towns of Cortland County, and the Villages within Cortland County may participate in the plan hereby established, and are hereby continued as participating members in such plan.

Section 5: Any participant in the plan may withdraw therefrom at the beginning of the next ensuing calendar year by filing with the Committee, on or before the 15th day of July of any year, a certified copy of a resolution of its governing body electing to withdraw from the plan, upon condition that such participant shall pay, in a lump sum, its estimated share of the outstanding liabilities of the plan as of the date of withdrawal. The Committee, with the approval of the Board of Supervisors, may permit said payment to be made in installments.

Section 6: Participants in the self-insurance plan hereby established shall be subject to the following standards, conditions, rules and regulations:

a. Participants shall cooperate fully with the Committee in the administration of the plan, and shall prepare and file with the Committee such reports and information as may, from time to time, be requested.

b. Reports of accidents shall be filed within

three days from the time of the accident, or from the time notice thereof has come to the attention of a responsible official or supervisory employee of the participant.

c. Participants shall promptly furnish all pertinent information relative to any claim, and shall aid in the investigation of any claim.

d. If required by the committee, every new employee of a participant shall undergo a physical examination before undertaking any of the duties of his employment, except in the case of an emergency, in which event the participant employer shall arrange for such physical examination at the earliest possible time after the employee undertakes such duties. The expense of such physical examination shall be an expense of the plan and paid from the funds thereof.

e. Participants shall not knowingly employ any person having a permanent physical impairment, as defined by Section 15, Subdivision 8, of the Workmen's Compensation Law, without first requiring such person to furnish a medical report stating the nature and extent of such permanent physical impairment.

f. Fines and penalties imposed on the plan for late filing of reports and forms shall be assessed against and paid by the participant if, in the opinion of the Committee, the delay is occasioned by the failure or fault of the participant.

g. Participants shall take part in and enforce safety and accident prevention programs established by the Compensation Committee.

h. Violation of any of the foregoing provisions of this section by any participant shall be punishable, in the discretion of the Compensation Insurance Committee, by the imposition of a penalty which shall not exceed \$25.00 for each violation, or, by a majority vote of the Board of Supervisors, expulsion from the plan.

Section 7: The share of each participant in the plan shall be determined in accordance with Section 67 of the Workmen's Compensation Law. The Committee shall notify each participant in writing, not later than September 1st, of the amount of such share and each participant shall pay the County Treasurer the amount so specified in such notice not later than 30 days after the commencement of such participant's next fiscal year.

Section 8: The Compensation Insurance Committee, subject to the approval of the Board of Supervisors, may purchase excess or catastrophe insurance, the cost of which shall be chargeable as an expense of the plan.

Section 9: This local law shall take effect immediately.