

1. 3-23-26 Calendar

Documents:

[3-23-26 CALENDAR .PDF](#)

2. 3-23-26 Ordinances

Documents:

[PROPOSED ORD. NO. 9-26.PDF](#)
[PROPOSED ORD. NO. 10-26.PDF](#)
[PROPOSED ORD. NO. 11-26.PDF](#)
[PROPOSED ORD. NO. 12-26.PDF](#)
[PROPOSED ORD. NO. 13-26.PDF](#)
[PROPOSED ORD. NO. 14-26.PDF](#)
[PROPOSED ORD. NO. 15-26.PDF](#)
[PROPOSED ORD. NO. 16-26.PDF](#)
[PROPOSED ORD. NO. 17-26.PDF](#)
[34-26 MARK UP.PDF](#)
[44-26 UPDATED VERSION MARK UP.PDF](#)

LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
THIRD MEETING

MINEOLA, NEW YORK
MARCH 23RD, 2026 1:00 PM

THIRD MEETING OF 2026 PRESENTATIONS/PUBLIC COMMENT 1:00 PM
LEGISLATIVE CALENDAR 2:00 PM

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 200 people.

Attendees who would like to address the Legislature must submit a slip to the Clerk's office staff. Public comment is limited to three minutes per person. At meetings of the full Legislature, public comment will be heard only during the pre-calendar public comment period and during public hearings that are on the calendar. At meetings of the Legislature's committees, there is no pre-calendar public comment period. Public comment will be heard on agenda items. Public comment on any item may be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>

**Scan the QR code to submit written public comment,
which will be incorporated into the record of this meeting.**



EVERY LEGISLATIVE MEETING IS STREAMED LIVE ON
<http://www.nassaucountyny.gov/agencies/Legis/index.html>

1.

HEARING ON PROPOSED LOCAL LAW NO. – 2026

A LOCAL LAW TO AMEND SECTION 6-2.6 OF TITLE A OF CHAPTER VI OR THE NASSAU COUNTY ADMINISTRATIVE CODE, IN RELATION TO PROVIDING A PARTIAL EXEMPTION FROM TAXATION FOR SURVIVING SPOUSES OF VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS KILLED IN THE LINE OF DUTY. 34-26 (CE)

2.

HEARING ON PROPOSED LOCAL LAW NO. – 2026

A LOCAL LAW TO PROHIBIT THE SALE OF NITROUS OXIDE WHIPPED CREAM CHARGERS IN NASSAU COUNTY EXCEPT TO BUSINESSES WITH APPROPRIATE FOOD SALE PERMITS OR LICENSES. 44-26 (LE)

3.

VOTE ON PROPOSED LOCAL LAW NO. – 2026

A LOCAL LAW TO AMEND SECTION 6-2.6 OF TITLE A OF CHAPTER VI OR THE NASSAU COUNTY ADMINISTRATIVE CODE, IN RELATION TO PROVIDING A PARTIAL EXEMPTION FROM TAXATION FOR SURVIVING SPOUSES OF VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS KILLED IN THE LINE OF DUTY. 34-26 (CE)

4.

VOTE ON PROPOSED LOCAL LAW NO. – 2026

A LOCAL LAW TO PROHIBIT THE SALE OF NITROUS OXIDE WHIPPED CREAM CHARGERS IN NASSAU COUNTY EXCEPT TO BUSINESSES WITH APPROPRIATE FOOD SALE PERMITS OR LICENSES. 44-26 (LE)

5.

ORDINANCE NO. 9 – 2026

AN ORDINANCE TO IMPLEMENT THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY. 56-25 (OMB)

6.

ORDINANCE NO. 10 – 2026

AN ORDINANCE AMENDING ORDINANCE NO. 156-2007, AS AMENDED BY ORDINANCE NO. 145-2009, RELATING TO THE COMPENSATION OF WITNESSES BY THE DISTRICT ATTORNEY AND THE COUNTY ATTORNEY. 43-26 (AT)

7.

ORDINANCE NO. 11 – 2026

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE TRAFFIC SAFETY BOARD. 36-26 (OMB)

8.

ORDINANCE NO. 12 – 2026

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE CORRECTIONAL FACILITY. 37-26 (OMB)

9.

ORDINANCE NO. 13 – 2026

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT. 41-26 (OMB)

10.

ORDINANCE NO. 14 – 2026

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE NASSAU COUNTY OFFICE OF CRIME VICTIM ADVOCATE. 49-26 (OMB)

11.

ORDINANCE NO. 15 – 2026

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MANAGEMENT AND BUDGET. 50-26 (OMB)

12.

ORDINANCE NO. 16 – 2026

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 51-26 (OMB)

13.

ORDINANCE NO. 17 – 2026

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 52-26 (OMB)

14.

RESOLUTION NO. 17 – 2026

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *SOLOMON DUCHESNE V. COUNTY OF NASSAU, ET AL.* INDEX NO. 60178/2022, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 45-26 (AT)

15.

RESOLUTION NO. 18 – 2026

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *SOLEY V. COUNTY OF NASSAU*, CASE NO. 18-CV-00377 (DC)(LKE) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 46-26 (AT)

16.

RESOLUTION NO. 19 – 2026

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *CHRISTOPHER BANKS. V. DANIELLE CARANNANTE AND THE COUNTY OF NASSAU*,

INDEX NO 611823/2020, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 47-26 (AT)

17.

RESOLUTION NO. 20 – 2026

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *JOSEPH JACKSON V COUNTY OF NASSAU, ET AL.* DOCKET NO. 18-CV-3007 (JS)(AYS), PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 48-26 (AT)

18.

RESOLUTION NO. 21 – 2026

A RESOLUTION TO AUTHORIZE THE EXECUTION OF A TAX EXEMPTION EXTENSION AGREEMENT BETWEEN THE COUNTY OF NASSAU (THE “COUNTY”) AND WOODBURY GARDENS REDEVELOPMENT COMPANY OWNERS CORPORATION, A MUTUAL REDEVELOPMENT COMPANY ORGANIZED PURSUANT TO ARTICLE V OF THE PRIVATE HOUSING FINANCE LAW OF NEW YORK (“WOODBURY GARDENS”). 42-26 (CE)

19.

RESOLUTION NO. 22 – 2026

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION IN RELATION TO THE NEW YORK STATE SEPTIC SYSTEM REPLACEMENT PROGRAM. 35-26 (PW)

20.

RESOLUTION NO. 23 – 2026

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND THE SEAFORD HISTORICAL SOCIETY. 55-26 (PK)

21.

RESOLUTION NO. 24 – 2026

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL LICENSE AGREEMENT WITH THE VILLAGE OF ROSLYN HARBOR IN RELATION TO INSTALLATION AND MAINTENANCE OF A LICENSE PLATE READER LOCATED AT THE INTERSECTION OF BRYANT AVE. & SUMMIT AVE. AND MOTTS COVE RD & ENGINEERS RD. IN ROSLYN HARBOR. 57-26 (PD)

22.

RESOLUTION NO. 25 – 2026

A RESOLUTION TO AUTHORIZE A TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2026. 38-26 (OMB)

23.

RESOLUTION NO. 26 – 2026

A RESOLUTION TO AUTHORIZE A TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2026. 39-26 (OMB)

24.

RESOLUTION NO. 27 – 2026

A RESOLUTION TO AUTHORIZE A TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2026. 40-26 (OMB)

25.

RESOLUTION NO. 28 – 2026

A RESOLUTION TO AUTHORIZE A TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2026. 53-26 (OMB)

26.

RESOLUTION NO. 29 – 2026

A RESOLUTION TO AUTHORIZE A TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2026. 54-26 (OMB)

NOTICE IS HEREBY GIVEN that the Nassau County Executive has executed the following personal service contracts, copies of which are on file with the Office of the Clerk of the Nassau County Legislature. These contracts are listed for informational purposes only.

County of Nassau acting on behalf of Human Services and North Bellmore Union Free School District. RE: YDA – Education. \$303,552.00 ID# CQHS25000118.

County of Nassau acting on behalf of Human Services and Doubleday Babcock Senior Center Inc./ DBA: The Life Enrichment Center at Oyster Bay. RE: OF A Doubleday LECOB B, C-! Amend 4. \$ 20,000.00 ID# CLHS25000021.

County of Nassau acting on Behalf of Human Services and City of Glen Cove. RE: OF A Glen Cove B, C-! Amend 6. \$ 340,000.00 ID# CLHS25000030.

County of Nassau acting on behalf of Housing and Homeless Services and Nassau County Vocational Education & Extension Board / DBA: VEEB. RE: CDBG \$0.01 ID# CLHI25000019.

**THE NASSAU COUNTY LEGISLATURE
WILL CONVENE NEXT
COMMITTEE MEETINGS ON
MONDAY, APRIL 13TH, 2026 at 1:00 PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, APRIL 27TH, 2026 at 1:00 PM**

PROPOSED ORDINANCE NO. 9 -2026

AN ORDINANCE TO IMPLEMENT THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 MAR -11 P 3:38

WHEREAS, Section 1262-e of the New York Tax Law, as amended by Chapter 300 of the Laws of 2025, extends the Local Government Assistance Program in the County of Nassau through the calendar year beginning on January 1, 2027; now, therefore,

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

Section 1. For the calendar year 2026, there shall be paid to the several towns and two cities of the County of Nassau pursuant to subdivision a of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 4-2025 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Town of Hempstead	\$54,643,881
Town of Oyster Bay	\$21,993,193
Town of North Hempstead	\$15,889,355
City of Long Beach	\$2,519,044
City of Glen Cove	\$1,840,840

§ 2. The sums set forth in section 1 of this ordinance shall be subject to adjustment on a quarterly basis to reflect the actual sales and use tax revenues received by the County of Nassau from one-third of the three-quarters percent additional rate of such taxes and shall be paid to the cities and towns in four payments, as follows:

- 1st payment – April 30, 2026;
 2nd payment – July 31, 2026;
 3rd payment – October 30, 2026; and
 4th payment – January 29, 2027.

§ 3. For the calendar year of 2026, there shall be paid to the villages of the County of Nassau pursuant to subdivision d of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 4-2025 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Atlantic Beach	\$4,503	Baxter Estates	\$2,614
Bayville	\$17,802	Bellerose	\$3,095
Brookville	\$7,753	Cedarhurst	\$19,454
Centre Island	\$1,074	Cove Neck	\$773
East Hills	\$19,216	East Rockaway	\$26,801
East Williston	\$6,978	Farmingdale	\$22,334
Floral Park	\$42,664	Flower Hill	\$12,647
Freeport	\$117,323	Garden City	\$61,395
Great Neck	\$29,402	Great Neck Est.	\$7,888
Great Neck Plaza	\$19,739	Hempstead	\$156,096
Hewlett Bay Park	\$1,303	Hewlett Harbor	\$3,403
Hewlett Neck	\$1,501	Island Park	\$11,339
Kensington	\$3,234	Kings Point	\$14,824
Lake Success	\$7,461	Lattingtown	\$4,962
Laurel Hollow	\$5,118	Lawrence	\$17,963
Lynbrook	\$53,918	Malverne	\$22,582
Manorhaven	\$18,351	Massapequa Park	\$45,136
Matinecock	\$2,234	Mill Neck	\$2,781
Mineola	\$54,873	Munsey Park	\$7,411
Muttontown	\$9,265	New Hyde Park	\$27,059
North Hills	\$14,415	Old Brookville	\$5,329
Old Westbury	\$11,315	Oyster Bay Cove	\$5,975
Plandome	\$3,820	Plandome Hts.	\$2,662
Plandome Manor	\$2,092	Pt. Washington North	\$8,336
Rockville Ctre.	\$68,634	Roslyn	\$7,883
Roslyn Estates	\$3,477	Roslyn Harbor	\$2,815
Russell Gardens	\$2,580	Saddle Rock	\$2,609
Sands Point	\$7,155	Sea Cliff	\$13,354
S. Floral Park	\$4,593	Stewart Manor	\$5,255
Thomaston	\$7,279	Upper Brookville	\$4,712
Valley Stream	\$107,198	Westbury	\$41,851
Williston Park	\$20,026	Woodsburgh	\$2,366

§ 4. This Ordinance shall take effect immediately.

NASSAU COUNTY
ANALYSIS OF LOCAL GOV ASSISTANCE
FOR YEAR 2025
INDEX: BUGEN1730 AID TO VILLAGES
G/L 600
SUBJECT GA650

ID #	VILLAGE NAME	2020 Population		Share of Sales Tax
112001023	Atlantic Beach village	1,707	0.36%	4,503
116000836	Baxter Estates village	991	0.21%	2,614
116002099	Bayville village	6,748	1.42%	17,802
116002101	Bellerose village	1,173	0.25%	3,095
116003005	Brookville village	2,939	0.62%	7,753
116002103	Cedarhurst village	7,374	1.56%	19,454
116002104	Centre Island village	407	0.09%	1,074
116000838	Cove Neck village	293	0.06%	773
116000839	East Hills village	7,284	1.54%	19,216
116002107	East Rockaway village	10,159	2.14%	26,801
116002108	East Williston village	2,645	0.56%	6,978
116002109	Farmingdale village	8,466	1.79%	22,334
116000840	Floral Park village	16,172	3.41%	42,664
116002110	Flower Hill village	4,794	1.01%	12,647
116002111	Freeport village	44,472	9.39%	117,323
116002112	Garden City village	23,272	4.91%	61,395
116000841	Great Neck Estates village	2,990	0.63%	7,888
116002114	Great Neck Plaza village	7,482	1.58%	19,739
116002113	Great Neck village	11,145	2.35%	29,402
116000842	Hempstead village	59,169	12.49%	156,096
116000843	Hewlett Bay Park village	494	0.10%	1,303
116000844	Hewlett Harbor village	1,290	0.27%	3,403
111808132	Hewlett Neck village	569	0.12%	1,501
116002120	Island Park village	4,298	0.91%	11,339
116000845	Kensington village	1,226	0.26%	3,234
116000846	Kings Point village	5,619	1.19%	14,824
116000847	Lake Success village	2,828	0.60%	7,461
116002121	Lattingtown village	1,881	0.40%	4,962
116000848	Laurel Hollow village	1,940	0.41%	5,118
116002122	Lawrence village	6,809	1.44%	17,963
116002124	Lynbrook village	20,438	4.31%	53,918
116000850	Malverne village	8,560	1.81%	22,582
116000851	Manorhaven village	6,956	1.47%	18,351
116002125	Massapequa Park village	17,109	3.61%	45,136
116002126	Matinecock village	847	0.18%	2,234
116000852	Mill Neck village	1,054	0.22%	2,781

116002127	Mineola village	20,800	4.39%	54,873
112070222	Munsey Park village	2,809	0.59%	7,411
116002708	Muttontown village	3,512	0.74%	9,265
116000853	New Hyde Park village	10,257	2.16%	27,059
116000854	North Hills village	5,464	1.15%	14,415
116003453	Old Brookville village	2,020	0.43%	5,329
116000856	Old Westbury village	4,289	0.91%	11,315
116000857	Oyster Bay Cove village	2,265	0.48%	5,975
132744202	Plandome Heights village	1,009	0.21%	2,662
112437742	Plandome Manor village	793	0.17%	2,092
116002132	Plandome village	1,448	0.31%	3,820
116002629	Port Washington North village	3,160	0.67%	8,336
116000858	Rockville Centre village	26,016	5.49%	68,634
116000859	Roslyn Estates village	1,318	0.28%	3,477
112144463	Roslyn Harbor village	1,067	0.23%	2,815
116002134	Roslyn village	2,988	0.63%	7,883
112015639	Russell Gardens village	978	0.21%	2,580
116002384	Saddle Rock village	989	0.21%	2,609
116000861	Sands Point village	2,712	0.57%	7,155
116002136	Sea Cliff village	5,062	1.07%	13,354
116002970	South Floral Park village	1,741	0.37%	4,593
116002138	Stewart Manor village	1,992	0.42%	5,255
116000862	Thomaston village	2,759	0.58%	7,279
112291035	Upper Brookville village	1,786	0.38%	4,712
116002139	Valley Stream village	40,634	8.58%	107,198
116002141	Westbury village	15,864	3.35%	41,851
116002143	Williston Park village	7,591	1.60%	20,026
112698380	Woodsburgh village	897	0.19%	2,366
	Total	473,820	100.00%	1,250,000

Annual Payment
4,503
2,614
17,802
3,095
7,753
19,454
1,074
773
19,216
26,801
6,978
22,334
42,664
12,647
117,323
61,395
7,888
19,739
29,402
156,096
1,303
3,403
1,501
11,339
3,234
14,824
7,461
4,962
5,118
17,963
53,918
22,582
18,351
45,136
2,234
2,781

54,873
7,411
9,265
27,059
14,415
5,329
11,315
5,975
2,662
2,092
3,820
8,336
68,634
3,477
2,815
7,883
2,580
2,609
7,155
13,354
4,593
5,255
7,279
4,712
107,198
41,851
20,026
2,366
1,250,000

PROPOSED ORDINANCE NO. 10 - 2026

AN ORDINANCE AMENDING ORDINANCE NO. 156-2007, AS
AMENDED BY ORDINANCE NO. 145-2009, RELATING TO THE
COMPENSATION OF WITNESSES BY THE DISTRICT ATTORNEY
AND THE COUNTY ATTORNEY.

APPROVED AS TO FORM



Deputy County Attorney

2026 FEB 27 P 12:01

CLERK OF THE LEGISLATURE
NASSAU COUNTY

WHEREAS, it is necessary to adjust the maximum rate of compensation for certain expert witnesses to allow Nassau County to more effectively represent itself in litigation; now, therefore,

BE IT ORDAINED by the County Legislature as follows:

Section 1. Subdivision (a) of section 1 of Ordinance No. 156-2007, as amended by Ordinance No. 145-2009, is amended to read as follows:

(a) The County shall compensate expert witnesses, other than physicians and dentists, for review of exhibits, records, and transcripts; preparation of materials or reports; consultations; depositions; testimony in court or at a hearing; and travel time at hourly rates not exceeding the following:

- (i) Six hundred dollars (\$600) for witnesses whose expertise is based upon possession of a Doctor of Philosophy degree, a degree recognized as

equivalent in content and level to the Doctor of Philosophy degree by the United States Department of Education, a Doctor of Psychology degree, or a Doctor of Veterinary Medicine degree, and for witnesses who are licensed professional engineers or architects.

- (ii) Five hundred twenty-five dollars (\$525) for witnesses whose expertise is based upon a professional license in the area of the expert's testimony, except licensed professional engineers and architects.
- (iii) Four hundred Fifty dollars (\$450) for witnesses whose expertise is based upon experience, education or vocational training.

§ 2. Paragraph (ii) of subdivision (b) of section 1 of Ordinance No. 156-2007, as amended by Ordinance No. 145-2009, is amended to read as follows:

- (ii) Two thousand two hundred fifty dollars (\$2,250) per medical or dental examination, including oral or written reports and initial consultations relating to the examination.

§ 3. Effective date. This ordinance shall take effect immediately.

PROPOSED

ORDINANCE NO. **11** - 2026

AN ORDINANCE supplemental to an appropriation ordinance in connection with
the Traffic Safety Board.

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 FEB 26 A 10:52

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 4, 2026, addressed
to the County Legislature, has recommended the appropriation of such funds not otherwise
appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the
County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the
following sums of money to the following accounts:

BATS26000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
36,000	NYS Governor's Traffic Safety Committee	GRT	TS	HH	12,500
		GRT	TS	DE	23,500

BATS26000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
40,000	NYS Handicapped Parking Surcharge Grant	GRT	TS	DE	40,000

BATS26000003

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
1,233,127	NYS Governor's Traffic Safety Committee	GRT	TS	HH	813,607
		GRT	TS	BB	118,000
		GRT	TS	DD	33,220
		GRT	TS	DE	268,300

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

PROPOSED

ORDINANCE NO. 12 - 2026

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Correctional Center.

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 FEB 26 A 10:52

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 4, 2026, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BACC26000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
20,634	Department of the Treasury	GRT	CC	BB	10,317
		GRT	CC	DD	10,317

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 13 -2026

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Probation Department.

APPROVED AS TO FORM



Deputy County Attorney

2026 FEB 26 A 10:51

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 4, 2026, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BAPB26000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
991,884	NYS Office of Children & Family Services	GRT	PB	AA	289,200
		GRT	PB	DD	10,000
		GRT	PB	DE	692,684

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 14-2026

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Nassau County Office of Crime Victim Advocate.

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 MAR -14 A 10:55

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 27, 2026, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
505,183.68	NYS Office of Victim Services	GRT	CV	AA	398,313.70
		GRT	CV	AB	106,244.98
		GRT	CV	DD	625

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED

ORDINANCE NO. 15 - 2026

AN ORDINANCE supplemental to an appropriation ordinance in connection with
the Office of Management and Budget.

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 MAR - 11 A 10:54

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 27, 2026, addressed
to the County Legislature, has recommended the appropriation of such funds not otherwise
appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the
County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the
following sums of money to the following accounts:

BABU26000005

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
850,849	NYS Attorney General	LIT	HE	AA	411,101
		LIT	HE	AB	184,996
		LIT	HE	BB	25,000
		LIT	HE	DD	123,000
		LIT	HE	DE	100,000
		LIT	HE	HH	6,752

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 16 -2026

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Health Department.

APPROVED AS TO FORM



Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 MAR -4 A 10:53

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 27, 2026, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BAHE26000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
302,000	NYS Department of Health	GRT	HE	AA	214,737
		GRT	HE	AB	83,820
		GRT	HE	DD	750
		GRT	HE	HH	2,693

BAHE26000003

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
326,300	NYS Department of Health	GRT	HE	AA	233,644
		GRT	HE	AB	90,656
		GRT	HE	DD	2,000

BAHE26000004

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
453,766	NYS DOH/ Health Research Inc.	GRT	HE	AA	301,315
		GRT	HE	AB	142,084
		GRT	HE	DD	6,320
		GRT	HE	HH	4,047

BAHE26000006

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
20,360	NYS Department of Health	GRT	HE	AA	10,471
		GRT	HE	AB	6,768
		GRT	HE	DD	3,121

BAHE26000007

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
27,334	NYS Department of Health	GRT	HE	BB	2,500
		GRT	HE	DD	24,834

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 17 -2026

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Human Services.

APPROVED AS TO FORM

[Signature]

Deputy County Attorney

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE
2026 MAR - 4 A 10:52

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 27, 2026, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BAHS26000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
304,000	New York State Office of Children and Family Services	GRT	HS	DE	304,000

BAHS26000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
1,675,627	New York State Office of Children and Family Services	GRT	HS	DE	1,675,627

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 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 this supplemental appropriation ordinance 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 do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

Submitted by the County Executive and Introduced by Legislators Patrick Mullaney and Scott Strauss

Cosponsored by: Presiding Officer Howard J. Kopel, Deputy Presiding Officer Thomas McKevitt, Alternate Deputy Presiding Officer Michael Giangregorio, and Legislators John J. Giuffrè, Mazi Melesa Pilip, Kayla Knight, Rose Marie Walker, Samantha Goetz and James Kennedy

PROPOSED LOCAL LAW NO. -2026

A LOCAL LAW TO AMEND SECTION 6-2.6 OF TITLE A OF CHAPTER VI OF THE NASSAU COUNTY ADMINISTRATIVE CODE, IN RELATION TO PROVIDING A PARTIAL EXEMPTION FROM TAXATION FOR SURVIVING SPOUSES OF VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS KILLED IN THE LINE OF DUTY.

APPROVED AS TO FORM



Deputy County Attorney

WHEREAS, Section 466-a of the New York State Real Property Tax Law, as amended by Chapter 592 of the Laws of 2025, establishes a real property tax exemption for surviving spouses of volunteer firefighters and volunteer ambulance workers killed in the line of duty; and

WHEREAS, Section 466-a requires local governing bodies to pass a local law, notwithstanding any other provision of law, to opt into the tax exemption permitted under Section 466-a; now, therefore

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

Section 1. Subsections 1, 4 and 5 of Section 6-2.6 of Title A of Chapter VI of the Nassau County Administrative Code are hereby amended to read as follows:

§6-2.6 Partial Exemption from Taxation for Volunteer Firefighters and Volunteer Ambulance Workers

1. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service or such enrolled member and spouse residing in Nassau County shall be exempt from taxation to the extent of up to ten percent of the assessed value and surviving spouses of members killed in the line of duty shall be exempt from taxation to the extent of up to fifty percent of the assessed value of such property for county purposes, exclusive of special assessments.
4. [Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty. The County shall continue an exemption or reinstate a pre-existing exemption claimed under this section by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, for such deceased enrolled member's un-remarried spouse if such member is killed in the line of duty] Real property owned by a surviving spouse of an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service killed in the line of duty, shall be exempt from taxation to the extent of fifty percent of the assessed valuation thereof, provided, however, that:
 - (a) such [un-remarried] surviving spouse is certified by the board of directors of the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as [an un-remarried] a surviving spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty; and
 - (b) such deceased volunteer had been an enrolled member for at least [five] two years;and
 - (c) such deceased volunteer had been receiving [the] an exemption prior to their death.
5. [Un-remarried] Surviving spouses of volunteer firefighters or volunteer ambulance workers. The County shall continue an exemption or reinstate a pre-existing exemption to [an un-remarried] a surviving spouse of a deceased enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service; provided, however, that:

(a) such [un-remarried] surviving spouse is certified by the board of directors of the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as [an un-remarried] a surviving spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service; and

(b) such deceased volunteer had been an enrolled member for at least twenty years; and

(c) such deceased volunteer and [un-remarried] surviving spouse had been receiving the exemption for such property prior to the death of such volunteer.

§ 2. A new Subsection 4-a is hereby added to Section 6-2.6 of Title A of Chapter VI of the Nassau County Administrative Code to read as follows:

4-a. Notwithstanding any other provision of law to the contrary, the provisions of this section shall apply to any real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption, pursuant to subdivision four of this section, were such person or persons the owner or owners of such real property.

(a) For the purposes of this section, title to that portion of real property owned by a cooperative apartment corporation in which a tenant-stockholder of such corporation resides and which is represented by their share or shares of stock in such corporation as determined by its or their proportional relationship to the total outstanding stock of the corporation, including that owned by the corporation, shall be deemed to be vested in such tenant-stockholder.

(b) Provided that all other eligibility criteria of this section are met, that proportion of the assessment of such real property owned by a cooperative apartment corporation determined by the relationship of such real property vested in such tenant-stockholder to such real property

owned by such cooperative apartment corporation in which such tenant-stockholder resides shall be subject to exemption from taxation pursuant to this section and any exemption so granted shall be credited by the appropriate taxing authority against the assessed valuation of such real property; the reduction in real property taxes realized thereby shall be credited by the cooperative apartment corporation against the amount of such taxes otherwise payable by or chargeable to such tenant-stockholder.

(c) Notwithstanding paragraph (b) of this subdivision, a tenant-stockholder who resides in a dwelling that is subject to the provisions of either article two, four, five or eleven of the private housing finance law shall not be eligible for an exemption pursuant to this section.

(d) Notwithstanding paragraph (b) of this subdivision, real property owned by a cooperative apartment corporation may be exempt from taxation pursuant to this section by a municipality in which such real property is located only if the governing body of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor.

§ 3. 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.

§ 4. 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)(26) 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.

§ 5. This local law shall take effect immediately.

UPDATED 44-26

Introduced by: Legislator Rose Marie Walker

Co-Sponsored by: Presiding Officer Howard J. Kopel, Deputy Presiding Officer Thomas McKeivitt, Alternate Deputy Presiding Officer Michael Giangregorio, and Legislators Patrick Mullaney, John J. Giuffre, Scott Strauss, Mazi Melesa Pilip, Kayla Knight, Samantha Goetz, and James Kennedy

LOCAL LAW NO. ____

A LOCAL LAW TO PROHIBIT THE SALE OF NITROUS OXIDE WHIPPED CREAM CHARGERS IN NASSAU COUNTY EXCEPT TO BUSINESSES WITH APPROPRIATE FOOD SALE PERMITS OR LICENSES

APPROVED AS TO FORM

Majority Counsel

2016 FEB 27 P 11:23

RECEIVED
NASSAU COUNTY
CLERK OF THE LEGISLATURE

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

Section 1. Short Title. This law shall be known as the "Nitrous Oxide Consumer Protection Act" and shall appear in the Miscellaneous Laws of Nassau County as Title 94.

§2. Legislative Intent. The Nassau County Legislature finds that whipped cream chargers, which contain nitrous oxide gas, are often misused for recreational inhalation that pose significant health risks including abnormal blood counts, asphyxiation, blood clots, frostbite, headache, impaired bowel and bladder function, lightheadedness, limb weakness, loss of consciousness, numbness, palpitations, paralysis, psychiatric disturbances (delusions, hallucinations, paranoia, depression), tingling, trouble walking, vitamin B12 deficiency, neurological damage including spinal cord and brain damage, and in some cases, death. While state law already regulates certain aspects of their sale, additional local restrictions are necessary to prevent unauthorized access and misuse. This local law aims to limit the sale of nitrous oxide containers to legitimate food-related businesses that hold permits under relevant New York State laws, thereby limiting the likelihood of abuse.

§3. Definitions. Unless otherwise expressly stated in this Local Law, the following terms shall be defined as:

- a. “Nitrous Oxide Container” shall mean a cylinder or cartridge filled with nitrous oxide (N₂O) that is used as a whipping agent in a whipped cream dispenser. This definition shall not apply to nitrous oxide that has been premixed with a dairy product or a dairy-like product for the purpose of making a whipped topping or pre-pressurized whipped cream dispensers where the nitrous oxide charger is fully incorporated into the product’s sealed design, such as single-use cans intended for direct dispensing of whipped cream, and where the charger cannot be accessed, removed, or repurposed for non-culinary uses without destroying the product.
- b. “Person” shall mean any individual, company, partnership, corporation, limited partnership, joint venture or other legal entity.
- c. “Food Sale Permit” shall mean a valid permit or license issued pursuant to: (i) The New York State Sanitary Code (10 NYCRR Part 14) or other provisions of the New York State Public Health Law authorizing the operation of a food service establishment or the sale of food; or (ii) The New York State Agriculture and Markets Law, including but not limited to Article 20-C (Licensing of Food Processing Establishments) or Article 28 (Retail Food Stores), or (iii) the Nassau County Public Health Ordinance.

§4. Prohibitions.

- a. No Person shall sell or offer for sale any Nitrous Oxide Container to any Person unless the Person possesses a current and valid Food Sale Permit as defined in Section 3(c) of this local law.
- b. Prior to any sale, the seller shall verify that the purchaser holds a valid Food Sale Permit by inspecting a copy of such permit or obtaining written certification from the purchaser attesting to the permit’s validity, including the permit number, issuing authority, and expiration date. The Person selling Nitrous Oxide Containers shall maintain records of such verifications for a period of at least two years, which shall be made available for inspection by the Nassau County Department of Health, the Nassau County Department of Consumer Affairs, the Nassau County Police Department or other authorized enforcement officials upon request.
- c. This section shall not apply to sales between manufacturers, distributors, or wholesalers of whipped cream chargers where both parties are licensed under applicable state or federal laws for such activities, provided that the end Purchaser complies with subsection (a).

§5. Enforcement and Penalties.

- 1. This law shall be enforced by the Nassau County Department of Health, the Nassau County Department of Consumer Affairs, and the Nassau County Police Department or other authorized enforcement officials.

2. Any Person that violates section 4 of this title shall be guilty of a misdemeanor punishable by a fine of not more than one thousand (\$1,000.00) dollars or imprisonment of not more than one year, or both.
 - a. An additional fine of one thousand five hundred (\$1,500.00) dollars may be added for each subsequent violation of section 4.
3. Any Person that violates section 4 of this title by selling, offering for sale or otherwise distributing any Nitrous Oxide Container to a Minor shall be guilty of a misdemeanor punishable by a fine of not more than one-thousand five hundred (\$1,500.00) dollars or imprisonment of not more than one year, or both.
 - a. An additional fine of two thousand five hundred (\$2,500.00) dollars may be added for each subsequent violation of section 4.
4. In addition to fines, the County may seek injunctive relief to prevent continued violations, and repeated violations may result in the suspension or revocation of any county-issued business licenses or permits held by the violator.

§6. **Severability.** If any clause, sentence, paragraph, subdivision, section or part of this local 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 order or judgment shall be rendered.

§7. **SEQRA Determination.** It is hereby determined by the Nassau County Legislature, the lead agency, and pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"), 8 NYECL section 0101 et seq. and its implementing regulations, Part 617 of 6 NYCRR, and Section 1611 of the County Government Law of Nassau County, that this Local Law will not have a significant impact on the environment and that no further environmental review or action is required.

§8. **Effective Date.** This law shall take effect immediately after becoming a law.