

(Please Use this Form for Filing your 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~~ of Montgomery  
~~Town~~  
Village  
XXXXXX  
Local Law No. 2 of the year 19 85

A local law Establishing a Montgomery County Infirmary Department  
(Insert title)

Be it enacted by the Board of Supervisors of the  
(Name of Legislative Body)

County  
~~City~~ of Montgomery as follows:  
~~Town~~  
~~Village~~

SECTION 1. LEGISLATIVE - INTENT. It is intended to hereby establish a Montgomery County Infirmary Department for the County of Montgomery, New York which shall be under the direction of an Administrator appointed by the Montgomery County Board of Supervisors.

SECTION 2. MONTGOMERY COUNTY INFIRMARY DEPARTMENT. There is hereby created for the County of Montgomery, a Montgomery County Infirmary Department to be separate and distinct from any and all other County departments.

SECTION 3. ADMINISTRATOR: AUTHORITY, APPOINTMENT, QUALIFICATIONS AND SALARY.

- (a) The Department herein created shall be headed by an Administrator who shall be vested with authority, direction and control over the Department and shall have power and authority to appoint and remove officers and employees therein.
- (b) The Administrator shall be appointed by the Montgomery County Board of Supervisors. The Administrator shall be in the exempt service of Civil Service Classification and shall serve a five-year term.
- (c) The Administrator shall be licensed by the State of New York and shall meet or exceed all applicable standards established pursuant to law.
- (d) The salary of the Administrator shall be established and adjusted from time to time by the Board of Supervisors.

(If additional space is needed, please attach sheets of the same size as this and number each)

SECTION 4. POWERS AND DUTIES OF ADMINISTRATOR. The Administrator shall:

- (a) Be the Chief Administrative Officer of the Montgomery County Infirmary.
- (b) Comply with all laws, rules and regulations pertaining to the operations of the Montgomery County Infirmary and perform all of the functions, powers and duties imposed by law upon the Administrator of a Nursing Home.
- (c) Equip the Infirmary with all necessary furniture, appliances, fixtures and other needed facilities for the care of patients and for the use of officers and employees thereof, and purchase all necessary supplies, within the budgetary restrictions imposed by the Montgomery County Board of Supervisors.
- (d) Have general supervision and control of the records, accounts and buildings of the Infirmary and all internal affairs, and maintain discipline therein and enforce compliance with and obedience to all bylaws, rules and regulations adopted by the Board of Supervisors for the government, discipline and management of said Infirmary and the employees and patients thereof; and shall make such further rules, regulations and orders as he/she may deem necessary not inconsistent with law, applicable collective bargaining agreements, or with the rules, regulations and directions of the Board of Supervisors.
- (e) Appoint such resident officers and such employees as are authorized by the Board of Supervisors for the efficient performance of the business of the Infirmary and prescribe their duties.
- (f) Cause proper accounts and records of the business and operation of the Infirmary to be kept regularly from day to day, in books and records provided for that purpose; and shall see that such accounts and records are correctly made up for the annual report to the Board of Supervisors.
- (g) Receive into the Infirmary any person who is entitled to admission thereto under the bylaws, rules and regulations governing said Infirmary; and shall cause to be kept proper accounts and records of the admission of all patients, their name, age, sex, race, marital status, medical condition, residence, occupation and place of last employment.
- (h) Collect and receive all monies due the Infirmary, keep an accurate account of the same and transmit same to the Treasurer of the County of Montgomery as the Board of Supervisors shall direct.

SECTION 5. DEPUTY

- (a) The Infirmary Administrator shall have the power to appoint a Deputy Infirmary Administrator.
- (b) The term of office of the Deputy Infirmary Administrator appointed hereunder shall coincide with that of the Infirmary Administrator, provided that any such appointment may be revoked at any time by the Infirmary Administrator by written revocation filed with the Board of Supervisors and County Clerk. The position of Deputy Infirmary Administrator shall be in the exempt class of civil service.
- (c) The Deputy Infirmary Administrator shall be vested with the same powers and duties as the Infirmary Administrator in the absence of said Administrator. The Deputy shall, within 18 months of appointment, possess a valid Nursing Home Administrator's license

SECTION 6. SAVING CLAUSE. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgement, decree or order 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 thereof directly involved in the controversy in which such judgement, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.

SECTION 7. EFFECTIVE DATE. This Local Law shall take effect immediately.