

A local law to amend the Erie county charter, in relation to establishing a department of mental health, and prescribing the powers and duties thereof.

Became a law with the approval of the county executive, November 15, 1967. Passed by the local legislative body of the county of Erie. Filed in the office of the secretary of state December 11, 1967.

Be it enacted by the board of supervisors of the county of Erie as follows:

Section 1. Local law number one, nineteen hundred fifty-nine, constituting the Erie county charter, is hereby amended by inserting therein a new article to be numbered article XI-B to follow article XI-A, to read as follows:

ARTICLE XI-B

DEPARTMENT OF MENTAL HEALTH

Section 11-B-01. Department established; commissioner of mental health.

11-B-02. Powers and duties.

11-B-03. Advisory board.

§ 11-B-01. Department of mental health; commissioner. There shall be a department of mental health, the head of which shall be the commissioner of mental health. He shall be appointed by the county executive subject to confirmation by the board of supervisors. The commissioner shall be a psychiatrist whose qualifications meet standards fixed by the state department of mental hygiene.

§ 11-B-02. Powers and duties. Except as otherwise provided in this charter, the commissioner of mental health shall have all the powers and perform all the duties conferred or imposed upon directors of mental health and/or community health boards by law. He shall perform such additional and related duties as the county executive may prescribe.

§ 11-B-03. Advisory board. The county executive shall appoint a mental health advisory board which shall, at the request of the commissioner, and may on its own initiative, advise on matters relating to an adequate program of mental health services in the county. The composition of such board in regard to the number of members and the professional, governmental or other representation, and the terms of such members, shall be as provided in the Mental Hygiene Law for a community mental health board.

§ 2. Section one of local law number one, nineteen hundred fifty-nine, constituting the Erie county charter, is hereby amended by inserting therein a new article to be known as XI-B, department of mental health, after XI-A, department of public safety.

§ 3. Section sixteen hundred four of article XVI of the Erie county charter is hereby repealed.

§ 4. This local law shall take effect immediately.