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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

February 13, 2012

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Re: Designation Of Jail Physician For The Erie County Holding Center And The Erie County Correctional Facility

Dear Honorable Members:

Attached please find a resolution and accompanying memorandum detailing my request to appoint a jail physician for the Erie County Holding Center and the Erie County Correctional Facility. This resolution will ensure Erie County is in compliance with New York State Corrections Law Section 501.

Should your honorable body require further information, I encourage you to contact Greg Kammer at the County Attorney's office and Gale Burstein in the Department of Health. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/bb
Enclosure

cc: Greg Kammer, Assistant County Attorney
Gale Burstein, Health Department
Tim Howard, Erie County Sheriff

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: County Attorney's Office
Re: NYS Corrections Law §501
Date: February 13, 2012

SUMMARY

This resolution will designate Doctor Edwin Heidelberger jail physician for the Erie County Holding Center and the Erie County Correctional Facility.

FISCAL IMPLICATIONS

None

REASONS FOR RECOMMENDATION

This resolution will bring Erie County into compliance with New York State Corrections Law Section 501.

BACKGROUND INFORMATION

New York State Corrections Law Section 501 requires the board of supervisors of each county, except New York, to appoint some reputable physician, duly authorized to practice medicine, as the physician to the jail of the county. Edwin Heidelberger has been the doctor that has overseen medical care in the Erie County Holding Center and the Erie County Correctional Facility for several years.

CONSEQUENCES OF NEGATIVE ACTION

Erie County will not be in compliance with New York State law.

STEPS FOLLOWING APPROVAL

Certified copies of this resolution will be forwarded to the Erie County Executive, the Erie County Sheriff, the Erie County Health Commissioner and the County Attorney.

RESOLUTION SUBMITTED BY:
DEPARTMENT OF HEALTH AND DEPARTMENT OF LAW

RE: NYS Corrections Law §501

WHEREAS, New York State Corrections Law Section 501 requires The board of supervisors of each county, except New York, to appoint some reputable physician, duly authorized to practice medicine, as the physician to the jail of the county; and

WHEREAS, no such designation is currently in place; and

WHEREAS, as the Chief Medical Officer of the County of Erie, Doctor Edwin Heidelberger provides all clinical oversight of correctional health services for Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that Doctor Edwin Heidelberger is hereby designated, pursuant to NYS Corrections Law §501, as the jail physician for the Erie County Holding Center and the Erie County Correctional Facility and, be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Erie County Sheriff, the Erie County Health Commissioner and the County Attorney.