

**Recommendation to Amend the Erie County Charter
Erie County Charter Revision Commission of 2016**

**Recommendation Intro. No. 123
Recommendation No. 6**

Introduced on the Report of the Special Committee on Consolidation and Conformity.

Sponsored by Commission Member _____

The Erie County Charter Revision Commission of 2016 does hereby recommend that article 13 be amended to read as follows:

Article 13 - Department of Mental Health - Charter

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|---------|-------|--|
| Section | 1301. | Department of mental health; commissioner. |
| | 1302. | Powers and duties. |
| | 1303. | Advisory board. |

Section 1301. 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 or she shall be appointed by the county executive subject to confirmation by the county legislature. The commissioner shall meet those qualifications fixed by the state ~~office department~~ of mental ~~health hygiene~~ and in existence at the time of his or her appointment.

Amended by Local Law No. 2 1988.

Section 1302. 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. Within appropriations made available there for, the commissioner shall perform all duties with respect to child mental health services. The commissioner or his or her designee shall serve as the director of community services prescribed by Mental Hygiene Law §4109. He or she shall perform such additional and related duties as the

county executive may prescribe.
Amended by Local Law No. 2 1989.

Section 1303. 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 the community mental health board.

Amended by Local Law No. 4 1967

1967 Local Laws of Cities, Counties, Towns and Villages.

Article 13 was formerly numbered Article XI-B.

**Introducer's Memorandum to
Recommendation Intro. No. 123**

Sponsored by Commission Member _____

The intent and purpose of this recommendation is to conform language to current statute.

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	YES	NO	NOT PRESENT	ABSTAIN
Todd J. Aldinger				
Joseph T. Burns				
Tara Cadmus				
Diana K. Cihak				
Keith E. Dash				
Kenneth J. Farrell				
Peter J. Galie				
Christina G. Holdsworth				
Timothy M. Hudson				
Matthew J. Kibler				
Peter M. Kooshoian			✓	
Rashied McDuffie				
Cheryl Meyers-Buth				
Sibu S. Nair				
Tiffany R. Perry				
David Pollack				
Myra E. Robinson-Moses				
Mary A. Stang-Cooke				
Jeanne M. Vinal				

AYES Unanimous

NOES 0