

RESOLUTION NO. 1269 -2019, AUTHORIZING THE DISTRICT ATTORNEY TO DISTRIBUTE STIPENDS TO ELIGIBLE ASSISTANT DISTRICT ATTORNEYS FOR EXTRA SHIFTS WORKED

WHEREAS, the 2020 County Operating Budget adopted by separate resolution includes therein funding for stipends and special duty pay in the amount of \$290,000 in the District Attorney's budget line; and

WHEREAS, Budget Amending Resolution No. 1, also known as Resolution No. 970-2019 adopting the 2020 Operating Budget (mandated) and Budget Amending Resolution No. 2, also known as Resolution No. 971-2019 adopting the 2020 operating budget (discretionary) necessitated that a separate resolution be required to authorize the District Attorney to distribute stipends and/or special duty pay for the specified purpose to eligible Assistant District Attorneys; and

WHEREAS, the District Attorney has established an intake and assessment bureau within the District Attorney's Office to assess accusatory instruments and comply with Criminal Procedure Law Article 245 (eff. 2020); and

WHEREAS, Assistant District Attorneys assigned to work in this intake and assessment bureau will be required to work evenings, nights, weekends and holidays; and

WHEREAS, as a result of the need for the 24-hour, seven day a week operation of this intake and assessment bureau, Assistant District Attorneys will be needed to devote additional shifts to the bureau to adequately staff such, address the increased case volume and maintain accessibility for victims of crime and law enforcement; and

WHEREAS, the District Attorney intends to use \$210,000 of this money to pay stipends to Assistant District Attorneys for extra shift staffing; now, therefore be it

1st RESOLVED, that the District Attorney is hereby authorized to distribute stipends for shifts worked for the purpose of payment to Assistant District Attorneys who cover extra assignment shifts in the District Attorney's new 24 hour/7 day a week intake and assessment bureau in accordance with written assignment protocols instituted by the District Attorney; and be it further

2nd RESOLVED, that Assistant District Attorneys shall volunteer to be placed upon a list for extra assignments and routine extra assignments shall be made from that volunteer list on a rotating basis based on seniority; and be it further

3rd RESOLVED, that the District Attorney is authorized to pay an Assistant District Attorney assigned to cover an extra assignment shift in the new intake and assessment bureau a stipend in the amount of \$350 for a full shift, or prorated based on the number of hours worked, as required; and be it further

4th RESOLVED, that the District Attorney will provide to the Legislature's Public Safety Committee a bi-annual report on or before February 20 and July 20 of each year listing the payments made and shifts that required coverage for the preceding six-month period; and be it further

5th **RESOLVED**, that the provisions of the resolution shall take effect January 1, 2020; and be it further

6th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: December 17, 2019

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: December 24, 2019