



COUNTY OF DUTCHESS

MARCUS J. MOLINARO
COUNTY EXECUTIVE

EXECUTIVE ORDER NO. 4 OF 2018

I hereby issue the following Executive Order establishing a policy regarding the privacy of County employees' personal information to ensure that such personal information shall be kept private unless otherwise required by law.

WHEREAS, the Alternative County Government Law provides that the County Executive shall be the administrative head of County government, and have supervision, direction and control over governmental functions of all administrative units of the County [Section 155(1)(a) &(b)]; and

WHEREAS, Section 3.02 of the Dutchess County Charter provides that the County Executive shall have and exercise all the executive powers and duties now or hereafter conferred or imposed by law or this Charter upon a County Executive officer or the executive branch of a county, and all powers and duties necessarily implied or incidental thereto; and

WHEREAS, Section 3.02(b) of the Dutchess County Charter provides that the County Executive shall "supervise, direct and control the administration of all departments," and

WHEREAS, Section 3.02(d) of the Dutchess County Charter provides that the County Executive shall supervise and direct the internal structure and organization of every unit of the executive branch of the County government, including, except as otherwise provided in this Charter or applicable law, the appointment and dismissal of employees, and

WHEREAS, home addresses and personal identifying details of public employees are exempt from disclosure as constituting an unwarranted invasion of personal privacy according to NY Public Officers Law Section 89(2)(b), and

WHEREAS, release of records which are irrelevant to the performance of a County employee's official duties has been determined to constitute an unwarranted invasion of personal privacy, and

WHEREAS, the privacy of all Dutchess County employees' personal identifying information should be preserved, now, therefore it is

ORDERED, that no County unit of government under the authority of the County Executive, including any of its officers or employees, shall disclose home address(es), personal telephone number(s), or personal email address(es) of a public employee, as the term "public employee" is defined in Article 14 of the Civil Service Law, except

- (i) to an employee organization that, in accordance with Article 14 of the Civil Service Law, is the certified or recognized bargaining representative of a unit of public employees solely for the purpose of aiding such employee organization in obtaining certification or recognition; or
- (ii) to the extent compelled to do so by lawful subpoena, court order, or as otherwise required by law, and, it is further

- (ii) to the extent compelled to do so by lawful subpoena, court order, or as otherwise required by law, and, it is further

ORDERED, that such Executive Order shall not apply to work-related, publicly available information such as title, salary, and dates of employment.

Made this 10th day of September, 2018 at the office of the County Executive, 22 Market Street, Poughkeepsie, New York.



MARCUS J. MOLINARO
Dutchess County Executive