

## ORDINANCE

An Ordinance of the County of Luzerne amending Section 1.04(Y) Administrative Code in accordance with the Home Rule Charter of Luzerne County (the "Charter").

WHEREAS, Article VI of the Charter requires that an Administrative Code be established that sets forth a plan for the organization, administrative structure, procedures, and operations of the County government; and

WHEREAS, on June 19, 2012, the County Council passed Ordinance 2012-5, which adopted an Administrative Code with an effective date of July 19, 2012;

WHEREAS, Section 1.04 promulgated a definition of Domestic Partner and set forth an affidavit requirement for Domestic Partner;

WHEREAS, County Council wishes to amend the definition of Domestic partner and remove the affidavit requirement;

**THE COUNCIL OF THE COUNTY OF LUZERNE HEREBY ENACTS THE FOLLOWING:**

**SECTION ONE. Incorporation of Preamble.**

The provisions set forth above in the preamble to this Ordinance are incorporated herein by reference in their entirety.

**SECTION TWO. Amendment of Section 1.04(Y) of Administrative Code.**

The amended definition of Domestic Partner set forth in section 1.04(Y) shall be the following:

Domestic Partner shall mean a person in a stable relationship between 2 individuals, where both:

1. Are at least 18 years old; and
2. Are not related to the other domestic partner by marriage or blood, within the degree of consanguinity defined by PA law;

and where evidence of a stable and committed relationship exists through one or more of the following:

1. Financial interdependence for a period of no less than one (1) year; and/or
2. Sharing of at least one residence; and/or
3. Other credible evidence of such relationship.

**SECTION THREE: Removal of Affidavit Requirement.**

The affidavit requirement set forth in Section 1.04(Y) is removed in its entirety.

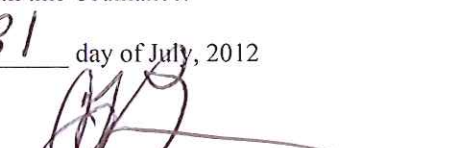
**SECTION FOUR. Effective Date.**

This Ordinance shall take effect on the fifteenth (15th) day following its enactment.

**SECTION FIVE. Repealer.**

Any Resolution or Ordinance or parts thereof that conflict with or are inconsistent with this Ordinance are hereby repealed to the extent of the conflict or inconsistency with this Ordinance.

Enacted by County Council, this 31 day of July, 2012

  
James L. Bobeck, Chair

  
Linda McClosky Houck, Vice-Chair

Attest:

  
Brittany Burgess, Clerk of County Council