

2593

2013-2014 Regular Sessions

I N S E N A T E

January 22, 2013

Introduced by Sen. LATIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the economic development law, the New York state urban development corporation act and the executive law, in relation to small business crime prevention services

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The economic development law is amended by adding a new
2 section 139 to read as follows:

3 S 139. SMALL BUSINESS CRIME PREVENTION SERVICES PROGRAM. 1. THERE IS
4 HEREBY ESTABLISHED WITHIN THE DIVISION A SMALL BUSINESS CRIME PREVENTION
5 SERVICES PROGRAM.

6 2. THE SMALL BUSINESS CRIME PREVENTION SERVICES PROGRAM, DIRECTLY AND
7 IN CONJUNCTION WITH OTHER DIVISIONS OF THE DEPARTMENT AND WITH OTHER
8 AGENCIES OF THE STATE, FEDERAL AGENCIES OR LOCAL GOVERNMENTS, SHALL
9 PROVIDE SMALL BUSINESSES WITH ACCESS TO THE FOLLOWING SERVICES:

10 (A) INFORMATION ON STRATEGIES, BEST PRACTICES AND PROGRAMS OFFERING
11 TRAINING AND ASSISTANCE IN PREVENTION OF CRIMES IN AND AROUND THE PREM-
12 ISES OF SMALL BUSINESSES OR OTHERWISE AFFECTING SMALL BUSINESSES,
13 INCLUDING BUT NOT LIMITED TO: ASSAULT, ARSON AND OTHER VIOLENT FELONY
14 OFFENSES; ROBBERY, BURGLARY, THEFT, IDENTITY THEFT, COUNTERFEITING,
15 CHECK AND CREDIT CARD FRAUD AND OTHER FRAUD; AND VANDALISM, GRAFFITI AND
16 OTHER PROPERTY DAMAGE;

17 (B) INFORMATION ON ELIGIBILITY AND APPLICATIONS FOR FINANCIAL ASSIST-
18 ANCE FOR SMALL BUSINESS CRIME PREVENTION SERVICES UNDER PARAGRAPH (O) OF
19 SUBDIVISION ONE OF SECTION SIXTEEN-M OF SECTION ONE OF CHAPTER ONE
20 HUNDRED SEVENTY-FOUR OF THE LAWS OF NINETEEN HUNDRED SIXTY-EIGHT;

21 (C) INFORMATION ON ELIGIBILITY AND APPLICATIONS FOR OTHER PROGRAMS OF
22 FINANCIAL ASSISTANCE FOR SMALL BUSINESS CRIME PREVENTION THAT MAY FROM

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 TIME TO TIME BE AVAILABLE FROM THE DEPARTMENT OR OTHER AGENCIES OF THE
2 STATE, FEDERAL AGENCIES OR LOCAL GOVERNMENTS;

3 (D) INFORMATION ON PROTECTING THE ASSETS OF SMALL BUSINESSES FROM
4 CRIME, INCLUDING RISK REDUCTION STRATEGIES AND INSURANCE AVAILABILITY;
5 AND

6 (E) INFORMATION ON RESPONSES TO CRIME, INCLUDING REPORTING OF CRIMES,
7 SUBMITTING INSURANCE CLAIMS AND CRIME VICTIM ASSISTANCE PROGRAMS.

8 3. THE SMALL BUSINESS CRIME PREVENTION SERVICES PROGRAM SHALL, WITH
9 THE ASSISTANCE OF THE SMALL BUSINESS ADVISORY BOARD AND OTHER APPROPRI-
10 ATE STATE AGENCIES, IDENTIFY ISSUES RELATING TO CRIME AFFECTING SMALL
11 BUSINESSES AND ASSIST THE ADVISORY BOARD AND THE DIVISION IN MAKING
12 RECOMMENDATIONS FOR LEGISLATIVE, REGULATORY AND PROGRAMMATIC ACTIONS TO
13 ADDRESS SUCH ISSUES.

14 S 2. Paragraph (n) of subdivision 1 of section 16-m of section 1 of
15 chapter 174 of the laws of 1968, constituting the New York state urban
16 development corporation act, as added by chapter 298 of the laws of
17 2012, is amended and a new paragraph (o) is added to read as follows:

18 (n) Loans, loan guarantees, interest subsidies and grants to busi-
19 nesses, municipalities, industrial development agencies and local and
20 regional economic development corporations, not-for-profit corporations,
21 business improvement districts, regional marketing authorities and agri-
22 cultural cooperatives organized pursuant to the cooperative corporations
23 law, and other entities for the construction, reconstruction, improve-
24 ment, expansion or rehabilitation of wholesale regional farmers' markets
25 or food hubs that facilitate the sale and promotion of farm products
26 grown or produced in New York state.

27 For the purposes of this paragraph a wholesale regional farmers'
28 market or food hub is a market, business or organization that actively
29 manages the aggregation, distribution and marketing of source-identified
30 food products primarily from local or regional producers to satisfy
31 wholesale, retail and institutional demand for such products[.]; AND

32 (O) LOANS, LOAN GUARANTEES, INTEREST SUBSIDIES AND GRANTS TO SMALL
33 BUSINESSES, MUNICIPALITIES, NOT-FOR-PROFIT CORPORATIONS OR OTHER ORGAN-
34 IZATIONS FOR THE PURPOSE OF PREVENTING CRIMES AGAINST SMALL BUSINESSES
35 OR ON THE PREMISES OR IN THE VICINITY OF SMALL BUSINESSES, INCLUDING
36 SUCH ACTIVITIES AS INITIATING OR MAINTAINING BUSINESS WATCH PROGRAMS,
37 INSTALLATION OF LIGHTING, SECURITY EQUIPMENT AND OTHER PHYSICAL IMPROVE-
38 MENTS TO PREVENT OR DETER CRIMINAL ACTIVITIES, AND THE DEVELOPMENT AND
39 DISSEMINATION OF INFORMATION TO OWNERS, OPERATORS AND EMPLOYEES OF SMALL
40 BUSINESSES ON EFFECTIVE CRIME PREVENTION STRATEGIES. PREFERENCE IN
41 AWARDING ASSISTANCE PURSUANT TO THIS PARAGRAPH SHALL BE GIVEN TO
42 PROJECTS THAT WILL BENEFIT DISTRESSED AREAS OR OTHER AREAS WITH A DEMON-
43 STRATED NEED BASED ON CRIME STATISTICS, PROJECTS THAT PROVIDE A LOCAL OR
44 PRIVATE-SECTOR MATCH, AND PROJECTS THAT DEMONSTRATE A LIKELIHOOD OF
45 POSITIVE IMPACT ON CRIME PREVENTION. THE DIVISION OF CRIMINAL JUSTICE
46 SERVICES SHALL PROVIDE ASSISTANCE IN THE DEVELOPMENT OF THE PROGRAM OF
47 SMALL BUSINESS CRIME PREVENTION ASSISTANCE.

48 S 3. Section 837 of the executive law is amended by adding a new
49 subdivision 20 to read as follows:

50 20. PROVIDE ADVICE AND ASSISTANCE TO THE DIVISION FOR SMALL BUSINESS
51 IN DEVELOPING AND OPERATING A PROGRAM OF SMALL BUSINESS CRIME PREVENTION
52 SERVICES PURSUANT TO SECTION ONE HUNDRED THIRTY-NINE OF THE ECONOMIC
53 DEVELOPMENT LAW, AND PROVIDE ADVICE AND ASSISTANCE TO THE URBAN DEVELOP-
54 MENT CORPORATION IN THE DEVELOPMENT OF THE PROGRAM OF SMALL BUSINESS
55 CRIME PREVENTION ASSISTANCE PURSUANT TO PARAGRAPH (O) OF SUBDIVISION ONE

1 OF SECTION SIXTEEN-M OF SECTION ONE OF CHAPTER ONE HUNDRED SEVENTY-FOUR
2 OF THE LAWS OF NINETEEN HUNDRED SIXTY-EIGHT.

3 S 4. This act shall take effect on the first of April next succeeding
4 the date on which it shall have become a law; provided, however, that
5 the department of economic development, the New York state urban devel-
6 opment corporation and the division of criminal justice services shall
7 be immediately authorized to take any and all actions necessary to fully
8 implement the provisions of this act on such date; and further provided
9 that the amendments to section 16-m of the urban development corporation
10 act made by section two of this act shall not affect the expiration of
11 such section and shall be deemed to expire therewith.