

3750

2013-2014 Regular Sessions

I N S E N A T E

February 13, 2013

Introduced by Sen. GRISANTI -- 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 and the state finance law, in relation to advance notice of state procurements

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

1 Section 1. Subdivision 5 of section 142 of the economic development
2 law, as amended by chapter 137 of the laws of 2008, is amended to read
3 as follows:
4 5. In addition to any other notice of procurement contract opportu-
5 nities required in this section, for procurement contracts in the amount
6 of [two hundred] FIFTY thousand dollars or more to be awarded by all
7 state agencies, each agency shall prepare for inclusion in the procure-
8 ment opportunities newsletter (a) a [semi-annual] QUARTERLY listing of
9 projected procurement purchases by category; (b) an explanation of how
10 to apply for placement on any bidder list maintained by the agency; and
11 (c) a description of procedures for providing advance notification by
12 mail to individuals or business entities on such bidder lists of any
13 request for proposals, in accordance with rules and regulations promul-
14 gated by the agency. The commissioner, in consultation with each agency,
15 shall arrange a schedule for each agency's [semi-annual] QUARTERLY list-
16 ing.
17 S 2. Subdivision 8 of section 163 of the state finance law, as amended
18 by section 12 of part L of chapter 55 of the laws of 2012, is amended to
19 read as follows:
20 8. Public notice. All procurements by state agencies, including, with-
21 out limitation, the state university of New York and the city university
22 of New York, in excess of fifty thousand dollars shall be advertised in
23 the state's procurement opportunities newsletter in accordance with
24 article four-C of the economic development law. NOTICE OF PLANNED

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

LBD08815-01-3

1 PROCUREMENTS SHALL BE ADVERTISED AT LEAST SIX MONTHS PRIOR TO THE FORMAL
2 REQUEST FOR PROPOSAL OR BID REQUEST AND SHALL INCLUDE A DESCRIPTION OF
3 THE PROCUREMENT WHICH SHALL ALLOW PROSPECTIVE CONTRACTORS TO EVALUATE
4 THE OPPORTUNITY TO SUBMIT A BID OR PROPOSAL.

5 S 3. This act shall take effect on the ninetieth day after it shall
6 have become a law; provided that the amendments to section 163 of the
7 state finance law made by section two of this act shall not affect the
8 repeal of such section and shall be deemed repealed therewith.