

7919

I N S E N A T E

June 18, 2014

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the state finance law and the public authorities law, in relation to the enterprise fraud prevention and detection system; and to amend a chapter of the laws of 2014 amending the state finance law and the public authorities law, relating to authorizing an enterprise approach to the detection and prevention of fraud, waste and abuse in state government and the detection and prevention of improper payments of public moneys, as proposed in legislative bills numbers S.4815-A and A.6988-A, in relation to the effectiveness thereof

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

1 Section 1. Subparagraph (iii) of paragraph (b) of subdivision 4 of
2 section 8-c of the state finance law, as added by a chapter of the laws
3 of 2014, amending the state finance law and the public authorities law
4 relating to authorizing an enterprise approach to the detection and
5 prevention of fraud, waste and abuse in state government and the
6 detection and prevention of improper payments of public moneys, as
7 proposed in legislative bills numbers S. 4815-A and A. 6988-A, is
8 amended to read as follows:
9 (iii) detection of non-transactional fraud such as program eligibility
10 issues and [identify] IDENTITY theft; and
11 S 2. Subdivision 5 of section 8-c of the state finance law, as added
12 by a chapter of the laws of 2014, amending the state finance law and the
13 public authorities law relating to authorizing an enterprise approach to
14 the detection and prevention of fraud, waste and abuse in state govern-
15 ment and the detection and prevention of improper payments of public
16 moneys, as proposed in legislative bills numbers S. 4815-A and A.
17 6988-A, is renumbered subdivision 6 and a new subdivision 5 is added to
18 read as follows:
19 5. THE JUDICIARY AND THE LEGISLATURE SHALL PARTICIPATE IN THE ENTER-
20 PRISE FRAUD PREVENTION AND DETECTION SYSTEM AND PROVIDE ACCESS TO DATA
21 TO THE STATE COMPTROLLER AS SET FORTH IN SUBDIVISION TWO OF THIS
22 SECTION, PROVIDED THAT SUCH ACCESS SHALL ONLY BE PROVIDED TO DATA THAT

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

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1 WOULD OTHERWISE BE MADE AVAILABLE TO THE STATE COMPTROLLER PURSUANT TO
2 ANY STATE LAW, RULE OR REGULATION.

3 S 3. Subdivision 2 of section 2803 of the public authorities law, as
4 added by a chapter of the laws of 2014, amending the state finance law
5 and the public authorities law relating to authorizing an enterprise
6 approach to the detection and prevention of fraud, waste and abuse in
7 state government and the detection and prevention of improper payments
8 of public moneys, as proposed in legislative bills numbers S. 4815-A and
9 A. 6988-A, is amended to read as follows:

10 2. The state comptroller may, in his or her sole discretion, apply to
11 state authorities the electronic data analytical enterprise fraud
12 prevention and detection system as provided for in section eight-c of
13 the state finance law. To the extent the state comptroller applies such
14 system to state authorities, such authorities, IN ACCORDANCE WITH APPLI-
15 CABLE STATE AND FEDERAL LAW, shall fully support and cooperate by
16 providing the state comptroller with access to data of the authority as
17 requested by the state comptroller to allow such data to be integrated
18 into such analytic efforts as the state comptroller may deem necessary.
19 For purposes of this section, the term "state authority" shall have the
20 same meaning as in section two of this chapter.

21 S 4. Section 4 of a chapter of the laws of 2014, amending the state
22 finance law and the public authorities law relating to authorizing an
23 enterprise approach to the detection and prevention of fraud, waste and
24 abuse in state government and the detection and prevention of improper
25 payments of public moneys, as proposed in legislative bills numbers S.
26 4815-A and A. 6988-A, is amended to read as follows:

27 S 4. This act shall take effect [immediately] ON THE ONE HUNDRED TWEN-
28 TIETH DAY AFTER IT SHALL HAVE BECOME A LAW. EFFECTIVE IMMEDIATELY, THE
29 ADDITION, AMENDMENT AND/OR REPEAL OF ANY RULE OR REGULATION NECESSARY
30 FOR THE IMPLEMENTATION OF THIS ACT ON ITS EFFECTIVE DATE ARE AUTHORIZED
31 TO BE MADE AND COMPLETED ON OR BEFORE SUCH EFFECTIVE DATE.

32 S 5. This act shall take effect immediately; provided however sections
33 one, two and three of this act shall take effect on the same date and in
34 the same manner as a chapter of the laws of 2014, amending the state
35 finance law and the public authorities law relating to authorizing an
36 enterprise approach to the detection and prevention of fraud, waste and
37 abuse in state government and the detection and prevention of improper
38 payments of public moneys, as proposed in legislative bills numbers S.
39 4815-A and A. 6988-A, takes effect.