

# STATE OF NEW YORK

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7689

2021-2022 Regular Sessions

## IN ASSEMBLY

May 19, 2021

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Introduced by M. of A. PICHARDO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to the publication of information regarding waivers of compliance with state contract provisions concerning minority and women-owned business enterprise participation requirements

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (b) of subdivision 6 of section 313 of the executive law, as amended by chapter 96 of the laws of 2019, is amended to  
2 read as follows:

3 (b) Upon the issuance of all waivers of compliance as provided in  
4 paragraph (a) of this subdivision, the contracting agency shall: (i)  
5 report the issuance of the waiver to the director; and (ii) publish on  
6 the contracting agency's website on a monthly basis, if practicable, but  
7 no less than on a quarterly basis, in a location easily accessible to  
8 the general public: (1) information identifying the contract, including  
9 the value of the contract; (2) the name of the contractor receiving the  
10 waiver; (3) the date of the waiver; [~~and~~] (4) whether the waiver was a  
11 partial or total waiver; and (5) the specific contract provisions to  
12 which the waiver applies.

13 § 2. This act shall take effect on the sixtieth day after it shall  
14 have become a law; provided, however, that:

15 a. the amendments to subdivision 6 of section 313 of the executive law  
16 made by section one of this act shall not affect the expiration of article 15-A of such law and shall be deemed to expire therewith; and

17 b. Effective immediately, the addition, amendment and/or repeal of any  
18 rule or regulation necessary for the implementation of this act on its  
19 effective date are authorized to be made and completed on or before such  
20 effective date.  
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EXPLANATION--Matter in italics (underscored) is new; matter in brackets [~~-~~] is old law to be omitted.

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