

# STATE OF NEW YORK

4104--A

2023-2024 Regular Sessions

## IN ASSEMBLY

February 9, 2023

Introduced by M. of A. HUNTER -- read once and referred to the Committee on Veterans' Affairs -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the veterans' services law, in relation to establishing a searchable database of veteran-owned businesses

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

1 Section 1. The veterans' services law is amended by adding a new  
2 section 29-b to read as follows:

3 § 29-b. Veteran-owned business directory. 1. As used in this section  
4 the following terms shall have the following meanings:

5 (a) "Business owned and controlled by veterans" means a business (i)  
6 not less than fifty-one percent of which is owned by one or more veter-  
7 ans, or, in the case of any publicly owned business, not less than  
8 fifty-one percent of the stock of which is owned by one or more veter-  
9 ans; (ii) the management and daily business operations of which are  
10 controlled by one or more veterans; and (iii) authorized to do business  
11 in the state and which is independently owned and operated.

12 (b) "Veteran" means a person, as defined in section one of this arti-  
13 cle, who served on active duty and has been discharged or released ther-  
14 efrom under conditions other than dishonorable, or has a qualifying  
15 condition as defined in section one of this article and has received a  
16 discharge other than bad conduct or dishonorable, or is a discharged  
17 LGBT veteran as defined in section one of this article and has received  
18 a discharge other than bad conduct or dishonorable;

19 (c) "Service-disabled veteran" shall have the same meaning as defined  
20 in section forty of this chapter;

21 (d) "Certified service-disabled veteran-owned business enterprise"  
22 shall have the same meaning as defined in section forty of this chapter;  
23 and

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

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1 (e) "Veteran-owned business enterprises" shall mean businesses owned  
2 and controlled by veterans, and service-disabled veteran-owned business  
3 enterprises.

4 2. The department, with the aid and assistance of the division of  
5 small business, the department of labor, the division of service-disa-  
6 bled veterans' business development, and the office of general services,  
7 shall develop, regularly update, and make available to state agencies  
8 and the public a directory of veteran-owned business enterprises which  
9 shall, wherever practicable, be divided into categories of labor,  
10 services, supplies, equipment, materials and recognized construction  
11 trades and which shall indicate areas or locations of the state where  
12 such enterprises are available to perform services. Such directory  
13 shall use an asterisk or other special mark to denote any veteran-owned  
14 business enterprises which are service-disabled veteran-owned business  
15 enterprises. Such directory shall be posted on the department's  
16 website.

17 3. The office of general services shall also use this information to  
18 create and regularly update an internet based, searchable centralized  
19 state database to promote veteran-owned business enterprises to the  
20 public and shall post such database on the office of general services'  
21 website.

22 4. The department with the office of general services shall conduct  
23 outreach to notify veteran-owned business enterprises of such directory  
24 and database.

25 5. The department shall develop a registration process with the office  
26 of general services for veteran-owned business enterprises to complete  
27 in order to compile information for inclusion in the directory and data-  
28 base. The department shall be responsible for verifying businesses as  
29 being a business owned and controlled by veterans as defined in this  
30 section including the development of rules and regulations governing the  
31 approval, denial, or revocation of a business's status as a business  
32 owned and controlled by veterans.

33 § 2. Subdivision 7 of section 4 of the veterans' services law is  
34 amended to read as follows:

35 7. To provide in cooperation with the office of general services and  
36 the office of the comptroller a series of seminars, that shall be  
37 conducted four or more times per year at regional sites located through-  
38 out the state of New York for the purpose of advising veteran-owned  
39 businesses regarding the opportunities available for obtaining procure-  
40 ment contracts from New York state agencies, municipalities, and author-  
41 ities. ~~[Furthermore—the]~~ The seminars shall provide requirements and  
42 training that will enable veteran-owned businesses to successfully  
43 participate in the procurement process. Furthermore, the seminars shall  
44 provide registration information regarding the veteran-owned business  
45 directory and database pursuant to section twenty-nine-b of this arti-  
46 cle.

47 § 3. This act shall take effect on the first of April next succeeding  
48 the date upon which it shall have become a law. Effective immediately,  
49 the addition, amendment and/or repeal of any rule or regulation neces-  
50 sary for the implementation of this act on its effective date are  
51 authorized to be made and completed on or before such effective date.