STATE OF NEW YORK

9646

IN SENATE

March 31, 2026

Introduced by Sen. LIU -- 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, in relation to enacting the "New York Determining Obligations and Guaranteeing Enforcement (DOGE) in Government Contracting Act"

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

Section 1. Short title. This act shall be known and may be cited as the "New York Determining Obligations and Guaranteeing Enforcement (DOGE) in Government Contracting Act".

§ 2. The economic development law is amended by adding a new article 29 to read as follows:

ARTICLE 29
DETERMINING OBLIGATIONS AND GUARANTEEING ENFORCEMENT IN GOVERNMENT CONTRACTING

Section 520. Determining obligations and guaranteeing enforcement in government contracting.

§ 520. Determining obligations and guaranteeing enforcement in government contracting. 1. The department, in conjunction with the empire state development corporation, is hereby directed to review all contracts entered into or overseen or enforced by the department of economic development and/or the empire state development corporation relating to the leasing of state-owned premises to private parties for the production, manufacture and/or development of solar shingle products, electric vehicle charging networks, advanced driver-assistance systems, and/or supercomputer hardware.

2. In reviewing such contracts, the department shall identify and stop waste, fraud, and abuse committed by private parties to the contracts in order to maximize governmental efficiency and productivity. In addition, the department shall analyze and determine whether private parties to such contracts:

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

LBD11472-03-6

(a) employ sufficient persons within the state;

(b) pay sufficient rent for the use of leased premises within the state;

(c) locate and invest in sufficient resources within the state, including but not limited to supercomputers;

(d) invest sufficiently in job training programs within the state; and

(e) operate sufficient retail locations within the state.

3. Within sixty days of the effective date of this section, the department shall deliver a report documenting its review of such contracts to the governor, the temporary president of the senate, the speaker of the assembly, the minority leader of the senate, and the minority leader of the assembly. The report shall identify and attach the reviewed contracts, be supported with documents and data, and for each contract:

(a) identify waste, fraud and abuse committed by private parties to the contract;

(b) state actions the department intends to take to remedy identified waste, fraud, and abuse committed by private parties to the contract;

(c) determine whether private parties to the contract meet benchmarks set forth in the contract as to the factors delineated in subdivision two of this section; and

(d) state actions the department intends to take to remedy failures of private parties to the contract to meet benchmarks set forth in the contract as to the factors delineated in subdivision two of this section.

4. Within ninety days of the effective date of this section, the department shall initiate any remedial action identified in subdivision three of this section, including but not limited to:

(a) termination of contracts with private parties that commit waste, fraud, and abuse against the state of New York;

(b) levying of fines against private parties pursuant to the terms of contracts;

(c) action to claw back monies paid to private parties notwithstanding their breach of contracts; and

(d) eviction proceedings against private parties.

5. In the event that the department initiates any remedial actions identified in paragraph (c) of subdivision four of this section, any funds saved as a result of such remedial actions shall be reinvested in local workforce development or economic development programs benefitting the impacted community.

§ 3. This act shall take effect immediately.