S T A T E O F N E W Y O R K

4658

2009-2010 Regular Sessions

I N A S S E M B L Y

February 5, 2009

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

AN ACT to amend the state finance law, in relation to expanding entities that may purchase recycled or remanufactured commodities

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

Section 1. Subdivision 6 of section 163 of the state finance law, as amended by section 3 of part D of chapter 56 of the laws of 2006, is amended to read as follows:

6. Discretionary buying thresholds. Pursuant to guidelines established by the state procurement council: the commissioner may purchase services and commodities in an amount not exceeding eighty-five thousand dollars without a formal competitive process; state agencies may purchase services and commodities in an amount not exceeding fifty thousand dollars without a formal competitive process; and state agencies may purchase commodities or services from small business concerns or those certified pursuant to article fifteen-A of the executive law, or commodities or technology that are recycled or remanufactured, in an amount not exceeding one hundred thousand dollars without a formal competitive process; AND A COUNTY, CITY, TOWN, VILLAGE, SCHOOL DISTRICT OR A PUBLIC BENEFIT CORPORATION PERFORMING OR FINANCING SERVICES INTENDED TO BENEFIT THE HEALTH OF CITIZENS MAY PURCHASE COMMODITIES THAT ARE RECYCLED OR REMANUFACTURED, IN AN AMOUNT NOT EXCEEDING FIFTY THOUSAND DOLLARS WITHOUT A FORMAL COMPETITIVE PROCESS.

S 2. This act shall take effect on the ninetieth day after it shall have become a law, provided, however that any rules and regulations necessary for the timely implementation of this act on its effective date shall be promulgated on or before such date; provided, further that the amendments to section 163 of the state finance law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

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

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