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I N   S E N A T E

March 15, 2010

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Introduced by Sen. ESPADA -- read twice and ordered printed, and when
  printed to be committed to the Committee on Housing, Construction and
  Community Development

AN ACT to amend the private housing finance law and the public housing
  law, in relation to preferences with respect to certain projects

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

1   Section 1. Subdivision 3 of section 1112 of the private housing
2 finance law is amended by adding a new paragraph (g) to read as follows:
3   (G) BE LOCATED ON A BROWNFIELD SITE THAT HAS RECEIVED A CERTIFICATE OF
4 COMPLETION.
5   S 2. Subdivision 8 of section 1102 of the private housing finance law,
6 as amended by chapter 121 of the laws of 1988, is amended to read as
7 follows:
8   8. Within each of the three categories of projects (cooperative or
9 condominium, rental, or homesteading), preference in the awarding of
10 contracts shall be given to economically feasible projects which contain
11 a substantial number of persons of low income whose income does not
12 exceed fifty percent of the median income for the metropolitan statis-
13 tical area in which the project is located, or if the project is located
14 outside such an area, to projects which contain a substantial number of
15 persons of low income whose incomes do not exceed fifty percent of the
16 median income for the county in which the project is located, ADDITIONAL
17 PREFERENCE SHALL BE GIVEN TO ECONOMICALLY FEASIBLE PROJECTS LOCATED ON A
18 BROWNFIELD SITE THAT HAS RECEIVED A CERTIFICATE OF COMPLETION.
19   S 3. Section 14 of the public housing law is amended by adding a new
20 subdivision 6 to read as follows:
21   6. WHEREVER THE COMMISSIONER HAS THE DISCRETION TO DETERMINE CONTRACT
22 AWARDS THROUGH A COMPETITIVE APPLICATION PROCESS, THE COMMISSIONER SHALL
23 GIVE PREFERENCE TO APPLICATIONS THAT PROPOSE FEASIBLE PROJECTS TO BE
24 DEVELOPED AND WILL BE LOCATED ON A BROWNFIELD SITE THAT HAS RECEIVED A
25 CERTIFICATE OF COMPLETION.
26   S 4. This act shall take effect immediately.

    EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                  [ ] is old law to be omitted.
                                                   LBD05738-01-9