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

7666

2011-2012 Regular Sessions

I N A S S E M B L Y

May 12, 2011

Introduced by M. of A. RUSSELL -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to providing local governments greater contract flexibility and cost savings by permitting certain shared purchasing among political subdivisions

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

Section 1. Section 103 of the general municipal law is amended by adding a new subdivision 16 to read as follows:

16. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISIONS ONE AND TWO OF THIS SECTION AND IN ADDITION TO THE PROVISIONS OF SUBDIVISION THREE OF THIS SECTION AND SECTION ONE HUNDRED FOUR OF THIS ARTICLE, ANY OFFICER, BOARD OR AGENCY OF A COUNTY, POLITICAL SUBDIVISION OR OF ANY DISTRICT THEREIN AUTHORIZED TO MAKE PURCHASES OF APPARATUS, MATERIALS, EQUIPMENT OR SUPPLIES, OR TO CONTRACT FOR SERVICES, MAY MAKE SUCH PURCHASES, OR MAY CONTRACT FOR SERVICES, AS MAY BE REQUIRED BY SUCH COUNTY, POLITICAL SUBDIVISION OR DISTRICT THEREIN THROUGH THE USE OF A CONTRACT LET BY ANY OTHER STATE, COUNTY OR POLITICAL SUBDIVISION IF SUCH CONTRACT WAS LET IN A MANNER THAT CONSTITUTES A FULL AND OPEN COMPETITION AND MADE AVAILABLE FOR USE BY OTHER GOVERNMENTAL ENTITIES. NO CONTRACT UTILIZED PURSUANT TO THIS SUBDIVISION MAY REQUIRE ANY COUNTY, POLITICAL SUBDIVISION OR DISTRICT THEREIN TO EXCLUSIVELY PURCHASE OR CONTRACT FOR SERVICES THROUGH SUCH CONTRACT.

THE AUTHORITY PROVIDED TO COUNTIES, POLITICAL SUBDIVISIONS AND DISTRICTS THEREIN UNDER THIS SUBDIVISION SHALL NOT RELIEVE ANY OBLIGATION OF SUCH COUNTY, POLITICAL SUBDIVISION OR DISTRICT TO COMPLY WITH ANY APPLICABLE MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISE PROGRAM MANDATES.

S 2. This act shall take effect immediately.

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

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