

8671

2011-2012 Regular Sessions

I N A S S E M B L Y

October 27, 2011

Introduced by M. of A. SCHIMMINGER -- read once and referred to the
Committee on Economic Development

AN ACT to amend the economic development law, the public authorities law
and the New York state urban development corporation act, in relation
to providing a preference to small businesses and entrepreneurs in the
award of state economic development assistance

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

1 Section 1. The economic development law is amended by adding a new
2 section 101-a to read as follows:
3 S 101-A. PREFERENCES TO SMALL BUSINESSES AND ENTREPRENEURS. IN EACH
4 PROGRAM ADMINISTERED BY OR ON BEHALF OF THE DEPARTMENT PURSUANT TO AN
5 APPROPRIATION OF FUNDS, AND CONSISTENT WITH ANY STATUTE GOVERNING SUCH
6 PROGRAM, PREFERENCE SHALL BE GIVEN TO THE AWARD OF SUCH FUNDS TO SMALL
7 BUSINESSES AND ENTREPRENEURS. SUCH PREFERENCE SHALL INCLUDE, BUT NOT BE
8 LIMITED TO, ACTIVE MARKETING OF THE PROGRAM SPECIFICALLY TO SMALL BUSI-
9 NESSES AND ENTREPRENEURS, PROVIDING ASSISTANCE TO INDIVIDUAL SMALL BUSI-
10 NESSES AND ENTREPRENEURS IN ACCESSING AVAILABLE FUNDS UNDER THE PROGRAM,
11 AND ESTABLISHING AND WORKING TO MEET THE GOAL OF AWARDING TWENTY PERCENT
12 OF AVAILABLE FUNDS UNDER THE PROGRAM TO SMALL BUSINESSES AND ENTREPRE-
13 NEURS. FOR PURPOSES OF THIS SECTION, THE TERM "ENTREPRENEUR" SHALL MEAN
14 A PERSON WHO ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A START-UP
15 BUSINESS VENTURE. THE DEPARTMENT SHALL INCLUDE IN THE ANNUAL REPORT
16 REQUIRED PURSUANT TO SUBDIVISION THIRTY-SEVEN-A OF SECTION ONE HUNDRED
17 OF THIS ARTICLE A DESCRIPTION OF ACTIVITIES, A LISTING OF PROPOSALS
18 RECEIVING FINANCIAL ASSISTANCE PURSUANT TO THIS SECTION AND IDENTIFY
19 WHETHER THE TWENTY PERCENT GOAL WAS MET FOR EACH PROGRAM.
20 S 2. Section 1823 of the public authorities law is amended by adding a
21 new subdivision 8 to read as follows:
22 8. IN EACH PROGRAM ADMINISTERED BY OR ON BEHALF OF THE AUTHORITY, AND
23 CONSISTENT WITH ANY STATUTE GOVERNING SUCH PROGRAM, PREFERENCE SHALL BE

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

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1 GIVEN TO THE AWARD OF SUCH FUNDS TO SMALL BUSINESSES AND ENTREPRENEURS.
2 SUCH PREFERENCE SHALL INCLUDE, BUT NOT BE LIMITED TO, ACTIVE MARKETING
3 OF THE PROGRAM SPECIFICALLY TO SMALL BUSINESSES AND ENTREPRENEURS,
4 PROVIDING ASSISTANCE TO INDIVIDUAL SMALL BUSINESSES AND ENTREPRENEURS IN
5 ACCESSING AVAILABLE FUNDS UNDER THE PROGRAM, AND ESTABLISHING AND WORK-
6 ING TO MEET THE GOAL OF AWARDING TWENTY PERCENT OF AVAILABLE FUNDS UNDER
7 THE PROGRAM TO SMALL BUSINESSES AND ENTREPRENEURS. FOR PURPOSES OF THIS
8 SUBDIVISION, THE TERM "SMALL BUSINESS" SHALL HAVE THE SAME MEANING AS
9 PROVIDED IN SECTION ONE HUNDRED THIRTY-ONE OF THE ECONOMIC DEVELOPMENT
10 LAW AND THE TERM "ENTREPRENEUR" SHALL MEAN A PERSON OR PERSONS WHO
11 ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A START-UP BUSINESS
12 VENTURE. THE AUTHORITY SHALL INCLUDE IN THE ANNUAL PROGRAM REPORT
13 REQUIRED PURSUANT TO SECTION EIGHTEEN HUNDRED TWENTY-NINE-A OF THIS
14 TITLE A DESCRIPTION OF ACTIVITIES, A LISTING OF PROPOSALS PROVIDED WITH
15 FINANCIAL ASSISTANCE PURSUANT TO THIS SECTION AND IDENTIFY WHETHER THE
16 TWENTY PERCENT GOAL WAS MET FOR EACH PROGRAM.

17 S 3. Section 1 of chapter 174 of the laws of 1968 constituting the New
18 York state urban development corporation act is amended by adding a new
19 section 4-a to read as follows:

20 S 4-A. IN EACH PROGRAM ADMINISTERED BY OR ON BEHALF OF THE CORPORATION
21 PURSUANT TO AN APPROPRIATION OF FUNDS, AND CONSISTENT WITH ANY STATUTE
22 GOVERNING SUCH PROGRAM, PREFERENCE SHALL BE GIVEN TO THE AWARD OF SUCH
23 FUNDS TO SMALL BUSINESSES AND ENTREPRENEURS. SUCH PREFERENCE SHALL
24 INCLUDE, BUT NOT BE LIMITED TO, ACTIVE MARKETING OF THE PROGRAM SPECIF-
25 ICALLY TO SMALL BUSINESSES AND ENTREPRENEURS, PROVIDING ASSISTANCE TO
26 INDIVIDUAL SMALL BUSINESSES AND ENTREPRENEURS IN ACCESSING AVAILABLE
27 FUNDS UNDER THE PROGRAM, AND ESTABLISHING AND WORKING TO MEET THE GOAL
28 OF AWARDING TWENTY PERCENT OF AVAILABLE FUNDS UNDER THE PROGRAM TO SMALL
29 BUSINESSES AND ENTREPRENEURS. FOR PURPOSES OF THIS SECTION, THE TERM
30 "SMALL BUSINESS" SHALL HAVE THE SAME MEANING AS PROVIDED IN SECTION 131
31 OF THE ECONOMIC DEVELOPMENT LAW AND THE TERM "ENTREPRENEUR" SHALL MEAN A
32 PERSON OR PERSONS WHO ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A
33 START-UP BUSINESS VENTURE. THE CORPORATION SHALL INCLUDE IN THE ANNUAL
34 PROGRAM REPORT REQUIRED PURSUANT TO SECTION THIRTY OF THIS ACT A
35 DESCRIPTION OF ACTIVITIES, A LISTING OF PROPOSALS PROVIDED WITH FINAN-
36 CIAL ASSISTANCE PURSUANT TO THIS SECTION AND IDENTIFY WHETHER THE TWENTY
37 PERCENT GOAL WAS MET FOR EACH PROGRAM.

38 S 4. This act shall take effect immediately.