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

534

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sen. KLEIN -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to review of taxpayer-funded contracts with public authorities in a city with a population of over one million

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

Section 1. Article 9 of the public authorities law is amended by adding a new title 13 to read as follows:

TITLE 13

TAXPAYER-FUNDED CONTRACTS WITH PUBLIC AUTHORITIES IN A CITY WITH A POPULATION OF OVER ONE MILLION

SECTION 2990. GROUNDS FOR CANCELLATION OF CONTRACT BY PUBLIC AUTHORITIES.

S 2990. GROUNDS FOR CANCELLATION OF CONTRACT BY PUBLIC AUTHORITIES. ANY TAXPAYER-FUNDED CONTRACT FOR THE PROCUREMENT OF GOODS, SERVICES OR CONSTRUCTION WITH AN AUTHORITY OR COMMISSION CONTINUED OR CREATED BY THIS CHAPTER, WHOSE JURISDICTION IS LIMITED TO A CITY WITH A POPULATION OF OVER ONE MILLION SHALL BE REVIEWED BY THE COMPTROLLER OF SUCH CITY. IF THE COMPTROLLER FINDS THAT THE CONTRACTOR WHO HAS BEEN AWARDED THE CONTRACT HAS BEEN CONVICTED OF A CRIME WITHIN FIVE YEARS OF THE AWARDING OF THE CONTRACT, DIRECTLY RELATED TO CONTRACT PROCUREMENT OR PERFORMANCE, INCLUDING BUT NOT LIMITED TO BID RIGGING, FRAUDULENT BILLING OR ACCOUNTING, PREVAILING WAGE VIOLATIONS AND OSHA VIOLATIONS, THE AUTHORITY OR COMMISSION MAY CANCEL OR TERMINATE SUCH CONTRACT WITHOUT INCURRING ANY PENALTY OR DAMAGES ON ACCOUNT OF SUCH CANCELLATION OR TERMINATION.

S 2. This act shall take effect immediately.

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

LBD04421-01-1