

5743--A

Cal. No. 1335

2011-2012 Regular Sessions

I N S E N A T E

June 14, 2011

Introduced by Sens. HASSELL-THOMPSON, ADAMS, MONTGOMERY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- reported favorably from said committee, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the executive law, in relation to the statewide certification program for participation by minority group members and women with respect to state contracts, and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Paragraph (e) of subdivision 7 and paragraph (e) of subdi-
2 vision 15 of section 310 of the executive law, as added by chapter 175
3 of the laws of 2010, are amended to read as follows:
4 (e) an enterprise owned by an individual or individuals, whose owner-
5 ship, control and operation are relied upon for certification, with a
6 personal net worth that does not exceed three million five hundred thou-
7 sand dollars, as adjusted annually on the first of January for inflation
8 according to the consumer price index of the previous year, PROVIDED,
9 HOWEVER, THAT THE PROVISIONS OF THIS PARAGRAPH SHALL ONLY APPLY TO
10 MINORITY-OWNED BUSINESS ENTERPRISES CERTIFIED AFTER OCTOBER THIRTEENTH,
11 TWO THOUSAND TEN; and
12 (e) an enterprise owned by an individual or individuals, whose owner-
13 ship, control and operation are relied upon for certification, with a
14personal net worth that does not exceed three million five hundred thou-
15 sand dollars, as adjusted annually on the first of January for inflation
16 according to the consumer price index of the previous year, PROVIDED,
17 HOWEVER, THAT THE PROVISIONS OF THIS PARAGRAPH SHALL ONLY APPLY TO
18 WOMEN-OWNED BUSINESS ENTERPRISES CERTIFIED AFTER OCTOBER THIRTEENTH, TWO
19 THOUSAND TEN; and

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

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1 S 2. Subparagraph (vi) of paragraph (a) of subdivision 2-a of section
2 314 of the executive law, as amended by chapter 175 of the laws of 2010,
3 is amended to read as follows:
4 (vi) be owned by an individual or individuals, whose ownership,
5 control and operation are relied upon for certification, with a personal
6 net worth that does not exceed three million five hundred thousand
7 dollars, as adjusted annually for inflation according to the consumer
8 price index; PROVIDED, HOWEVER, THAT THE PROVISIONS OF THIS SUBPARAGRAPH
9 SHALL ONLY APPLY TO MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES CERTI-
10 FIED AFTER OCTOBER THIRTEENTH, TWO THOUSAND TEN; and
11 S 3. This act shall take effect immediately and shall expire and be
12 deemed repealed June 30, 2013; provided, however, the amendments made to
13 sections 310 and 314 of the executive law, made by sections one and two
14 of this act shall not affect the expiration of such sections.