

2387

2013-2014 Regular Sessions

I N A S S E M B L Y

January 14, 2013

Introduced by M. of A. RODRIGUEZ -- read once and referred to the
Committee on Governmental Operations

AN ACT to amend the executive law, in relation to including certain
information in the study of minority and women-owned business enter-
prise programs

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

1 Section 1. Paragraph (b) of subdivision 1 of section 312-a of the
2 executive law, as amended by chapter 175 of the laws of 2010, is amended
3 to read as follows:
4 (b) to determine whether there is a disparity between the number of
5 qualified minorities and women ready, willing and able, with respect to
6 labor markets, qualifications and other relevant factors, to participate
7 in contractor employment, management level bodies, including boards of
8 directors, and as senior executive officers within contracting entities
9 and the number of such group members actually employed or affiliated
10 with state contractors in the aforementioned capacities, and to deter-
11 mine what changes, if any, should be made to state policies affecting
12 minority and women group populations with regard to state contractors'
13 employment and appointment practices relative to diverse group members.
14 Such study shall include, but not be limited to, an analysis of the
15 history of minority and women-owned business enterprise programs and
16 their effectiveness as a means of securing and ensuring participation by
17 minorities and women, [and] a disparity analysis by market area and
18 region of the state, *THE EFFECTIVENESS OF THE CURRENT NET WORTH THRESH-*
19 *OLDS, A STATISTICAL ANALYSIS OF THE PARTICIPATION OF MINORITY AND*
20 *WOMEN-OWNED BUSINESS ENTERPRISES CORRELATED WITH SUCH BUSINESS ENTER-*
21 *PRISES' NET WORTH, WHETHER MINORITY AND WOMEN-OWNED BUSINESS ENTER-*
22 *PRISES' NET WORTH AT THE TIME OF CERTIFICATION HAS ANY EFFECT ON SUCH*
23 *BUSINESS ENTERPRISE'S SUCCESS OR LACK THEREOF IN PARTICIPATION IN STATE-*
24 *WIDE PROCUREMENT, THE EFFECTIVENESS OF THE REGULATIONS ADOPTED SINCE THE*

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

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1 TWO THOUSAND TEN DISPARITY STUDY, THE EXTENT OF COMPLIANCE BY STATE
2 AGENCIES AND STATE AUTHORITIES WITH SUCH REGULATIONS, AN ANALYSIS OF THE
3 NUMBER OF MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES SEEKING CERTIF-
4 ICATION SINCE THE TWO THOUSAND TEN DISPARITY STUDY, AND THE REASONS, IF
5 ANY, FOR ANY INCREASE OR DECREASE IN SUCH CERTIFICATIONS. Such study
6 shall distinguish between minority males, minority females and non-mi-
7 nority females in the statistical analysis.
8 S 2. This act shall take effect immediately, provided, however, that
9 the amendments to paragraph (b) of subdivision one of section 312-a of
10 the executive law, made by section one of this act shall not affect the
11 expiration of such section and shall be deemed to expire therewith.