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

3795

2013-2014 Regular Sessions

I N A S S E M B L Y

January 29, 2013

Introduced by M. of A. KATZ, RAIA, MONTESANO, HAWLEY, TENNEY, McLAUGHLIN, SALADINO, RA -- Multi-Sponsored by -- M. of A. BLANKENBUSH, CROUCH, McDONOUGH, PALMESANO -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to allowing certain administrative fees to be waived when the applicant is a veteran

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

Section 1. The executive law is amended by adding a new section 369 to read as follows:

S 369. PERMIT FEE WAIVER FOR VETERANS. 1. NOTWITHSTANDING ANY PROVISION OF THE LAW TO THE CONTRARY, ALL STATE AGENCIES SHALL WAIVE ANY PERMIT OR ADMINISTRATIVE FEE LEVIED ON A SMALL BUSINESS WHEN SUCH BUSINESS IS BEING ESTABLISHED BY A VETERAN WHETHER SUCH FEE IS ESTABLISHED BY STATUTE OR REGULATION, PROVIDED, HOWEVER THAT THE APPLICANT CAN PROVE THEY ARE A VETERAN AND THE PERMIT IS REQUIRED BY LAW FOR THE ESTABLISHMENT AND OPERATION OF A SMALL BUSINESS THAT THE VETERAN WILL OWN AND OPERATE.

2. FOR THE PURPOSE OF THIS SECTION THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS: "PERMIT" SHALL MEAN THE WHOLE OR PART OF ANY STATE AGENCY PERMIT, LICENSE, CERTIFICATE, APPROVAL, REGISTRATION, CHARTER, OR ANY FORM OR PERMISSION REQUIRED BY LAW, TO ENGAGE IN ACTIVITY ASSOCIATED WITH OR INVOLVING THE ESTABLISHMENT OF A SMALL BUSINESS IN THE STATE OF NEW YORK; "AGENCY" SHALL MEAN ANY STATE AGENCY, BOARD, COMMISSION, OR DIVISION THAT REGULATES ONE OR MORE PROFESSIONS, OCCUPATIONS, INDUSTRIES, BUSINESSES, OR ACTIVITIES; "SMALL BUSINESS" SHALL MEAN A BUSINESS WHICH IS RESIDENT IN THIS STATE, INDEPENDENTLY OWNED AND OPERATED, NOT DOMINANT IN ITS FIELD AND EMPLOYS ONE HUNDRED OR LESS PERSONS; AND "VETERAN" HAS THE SAME MEANING ASSIGNED TO IT IN SECTION THREE HUNDRED FIFTY OF THIS CHAPTER.

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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