

8661--A

I N A S S E M B L Y

January 31, 2014

Introduced by M. of A. PAULIN, JAFFEE, GALEF, GUNTHER, JACOBS, LUPARDO, MAYER, McDONALD, SEPULVEDA, THIELE, ZEBROWSKI, CROUCH, McDONOUGH, MONTESANO, RAIA -- Multi-Sponsored by -- M. of A. BARCLAY, BRAUNSTEIN, GARBARINO, KEARNS, LUPINACCI, MAGEE, WEISENBERG -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law, in relation to publishing advertisements for bids in the procurement opportunities newsletter

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

1 Section 1. Subdivision 2 of section 103 of the general municipal law,
2 as amended by section 4 of chapter 608 of the laws of 2011, is amended
3 to read as follows:
4 2. Advertisement for bids and offers shall be published in the offi-
5 cial newspaper or newspapers, if any, or otherwise in a newspaper or
6 newspapers designated for such purpose AND MAY BE PUBLISHED IN THE
7 PROCUREMENT OPPORTUNITIES NEWSLETTER PURSUANT TO ARTICLE FOUR-C OF THE
8 ECONOMIC DEVELOPMENT LAW. Such advertisement shall contain a statement
9 of the time when and place where all bids received pursuant to such
10 notice will be publicly opened and read and where the identity of all
11 offerers will be publicly disclosed, and the designation of the receiv-
12 ing device if the political subdivision or district has authorized the
13 receipt of bids and offers in an electronic format. Such board or agency
14 may by resolution designate any officer or employee to open the bids and
15 offers at the time and place specified in the notice. Such designee
16 shall make a record of such bids and offers in such form and detail as
17 the board or agency shall prescribe and present the same at the next
18 regular or special meeting of such board or agency. All bids received
19 shall be publicly opened and read at the time and place so specified and
20 the identity of all offerers shall be publicly disclosed at the time and
21 place so specified. At least five days shall elapse between the first
22 publication of such advertisement and the date so specified for the
23 opening and reading of bids and offers.

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

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1 S 2. Subdivision 2 of section 103 of the general municipal law, as
2 amended by section 5 of chapter 608 of the laws of 2011, is amended to
3 read as follows:

4 2. Advertisement for bids and offers shall be published in the offi-
5 cial newspaper or newspapers, if any, or otherwise in a newspaper or
6 newspapers designated for such purpose AND MAY BE PUBLISHED IN THE
7 PROCUREMENT OPPORTUNITIES NEWSLETTER PURSUANT TO ARTICLE FOUR-C OF THE
8 ECONOMIC DEVELOPMENT LAW. Such advertisement shall contain a statement
9 of the time when and place where all bids received pursuant to such
10 notice will be publicly opened and read and where the identity of all
11 offerers will be publicly disclosed. Such board or agency may by resol-
12 ution designate any officer or employee to open the bids and offers at
13 the time and place specified in the notice. Such designee shall make a
14 record of such bids and offers in such form and detail as the board or
15 agency shall prescribe and present the same at the next regular or
16 special meeting of such board or agency. All bids received shall be
17 publicly opened and read at the time and place so specified and the
18 identity of all offerers shall be publicly disclosed at the time and
19 place so specified. At least five days shall elapse between the first
20 publication of such advertisement and the date so specified for the
21 opening and reading of bids and offers.

22 S 3. This act shall take effect immediately, provided that the amend-
23 ments to subdivision 2 of section 103 of the general municipal law made
24 by section one of this act shall be subject to the expiration and rever-
25 sion of such subdivision pursuant to subdivision (a) of section 41 of
26 part X of chapter 62 of the laws of 2003, as amended, when upon such
27 date the provisions of section two of this act shall take effect.