

4738

2013-2014 Regular Sessions

I N A S S E M B L Y

February 8, 2013

Introduced by M. of A. SCHIMMINGER, JAFFEE -- read once and referred to the Committee on Economic Development

AN ACT to amend the economic development law, the public authorities law and the New York state urban development corporation act, in relation to providing a preference to small businesses and entrepreneurs in the award of state economic development assistance

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

1 Section 1. The economic development law is amended by adding a new  
2 section 101-a to read as follows:

3 S 101-A. PREFERENCES TO SMALL BUSINESSES AND ENTREPRENEURS. IN EACH  
4 PROGRAM ADMINISTERED BY OR ON BEHALF OF THE DEPARTMENT PURSUANT TO AN  
5 APPROPRIATION OF FUNDS, AND CONSISTENT WITH ANY STATUTE GOVERNING SUCH  
6 PROGRAM, PREFERENCE SHALL BE GIVEN TO THE AWARD OF SUCH FUNDS TO SMALL  
7 BUSINESSES AND ENTREPRENEURS. SUCH PREFERENCE SHALL INCLUDE, BUT NOT BE  
8 LIMITED TO, ACTIVE MARKETING OF THE PROGRAM SPECIFICALLY TO SMALL BUSI-  
9 NESSES AND ENTREPRENEURS, PROVIDING ASSISTANCE TO INDIVIDUAL SMALL BUSI-  
10 NESSES AND ENTREPRENEURS IN ACCESSING AVAILABLE FUNDS UNDER THE PROGRAM,  
11 AND ESTABLISHING AND WORKING TO MEET THE GOAL OF AWARDING TWENTY PERCENT  
12 OF AVAILABLE FUNDS UNDER THE PROGRAM TO SMALL BUSINESSES AND ENTREPRE-  
13 NEURS. FOR PURPOSES OF THIS SECTION, THE TERM "ENTREPRENEUR" SHALL MEAN  
14 A PERSON WHO ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A START-UP  
15 BUSINESS VENTURE. THE DEPARTMENT SHALL INCLUDE IN THE ANNUAL REPORT  
16 REQUIRED PURSUANT TO SUBDIVISION THIRTY-SEVEN-A OF SECTION ONE HUNDRED  
17 OF THIS ARTICLE A DESCRIPTION OF ACTIVITIES, A LISTING OF PROPOSALS  
18 RECEIVING FINANCIAL ASSISTANCE PURSUANT TO THIS SECTION AND IDENTIFY  
19 WHETHER THE TWENTY PERCENT GOAL WAS MET FOR EACH PROGRAM.

20 S 2. Section 1823 of the public authorities law is amended by adding a  
21 new subdivision 8 to read as follows:

22 8. IN EACH PROGRAM ADMINISTERED BY OR ON BEHALF OF THE AUTHORITY, AND  
23 CONSISTENT WITH ANY STATUTE GOVERNING SUCH PROGRAM, PREFERENCE SHALL BE

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

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1 GIVEN TO THE AWARD OF SUCH FUNDS TO SMALL BUSINESSES AND ENTREPRENEURS.  
2 SUCH PREFERENCE SHALL INCLUDE, BUT NOT BE LIMITED TO, ACTIVE MARKETING  
3 OF THE PROGRAM SPECIFICALLY TO SMALL BUSINESSES AND ENTREPRENEURS,  
4 PROVIDING ASSISTANCE TO INDIVIDUAL SMALL BUSINESSES AND ENTREPRENEURS IN  
5 ACCESSING AVAILABLE FUNDS UNDER THE PROGRAM, AND ESTABLISHING AND WORK-  
6 ING TO MEET THE GOAL OF AWARDING TWENTY PERCENT OF AVAILABLE FUNDS UNDER  
7 THE PROGRAM TO SMALL BUSINESSES AND ENTREPRENEURS. FOR PURPOSES OF THIS  
8 SUBDIVISION, THE TERM "SMALL BUSINESS" SHALL HAVE THE SAME MEANING AS  
9 PROVIDED IN SECTION ONE HUNDRED THIRTY-ONE OF THE ECONOMIC DEVELOPMENT  
10 LAW AND THE TERM "ENTREPRENEUR" SHALL MEAN A PERSON OR PERSONS WHO  
11 ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A START-UP BUSINESS  
12 VENTURE. THE AUTHORITY SHALL INCLUDE IN THE ANNUAL PROGRAM REPORT  
13 REQUIRED PURSUANT TO SECTION EIGHTEEN HUNDRED TWENTY-NINE-A OF THIS  
14 TITLE A DESCRIPTION OF ACTIVITIES, A LISTING OF PROPOSALS PROVIDED WITH  
15 FINANCIAL ASSISTANCE PURSUANT TO THIS SECTION AND IDENTIFY WHETHER THE  
16 TWENTY PERCENT GOAL WAS MET FOR EACH PROGRAM.

17 S 3. Section 1 of chapter 174 of the laws of 1968 constituting the New  
18 York state urban development corporation act is amended by adding a new  
19 section 4-a to read as follows:

20 S 4-A. PREFERENCES TO SMALL BUSINESSES AND ENTREPRENEURS. IN EACH  
21 PROGRAM ADMINISTERED BY OR ON BEHALF OF THE CORPORATION PURSUANT TO AN  
22 APPROPRIATION OF FUNDS, AND CONSISTENT WITH ANY STATUTE GOVERNING SUCH  
23 PROGRAM, PREFERENCE SHALL BE GIVEN TO THE AWARD OF SUCH FUNDS TO SMALL  
24 BUSINESSES AND ENTREPRENEURS. SUCH PREFERENCE SHALL INCLUDE, BUT NOT BE  
25 LIMITED TO, ACTIVE MARKETING OF THE PROGRAM SPECIFICALLY TO SMALL BUSI-  
26 NESSES AND ENTREPRENEURS, PROVIDING ASSISTANCE TO INDIVIDUAL SMALL BUSI-  
27 NESSES AND ENTREPRENEURS IN ACCESSING AVAILABLE FUNDS UNDER THE PROGRAM,  
28 AND ESTABLISHING AND WORKING TO MEET THE GOAL OF AWARDING TWENTY PERCENT  
29 OF AVAILABLE FUNDS UNDER THE PROGRAM TO SMALL BUSINESSES AND ENTREPRE-  
30 NEURS. FOR PURPOSES OF THIS SECTION, THE TERM "SMALL BUSINESS" SHALL  
31 HAVE THE SAME MEANING AS PROVIDED IN SECTION 131 OF THE ECONOMIC DEVEL-  
32 OPMENT LAW AND THE TERM "ENTREPRENEUR" SHALL MEAN A PERSON OR PERSONS  
33 WHO ORGANIZES, OPERATES, AND ASSUMES THE RISK OF A START-UP BUSINESS  
34 VENTURE. THE CORPORATION SHALL INCLUDE IN THE ANNUAL PROGRAM REPORT  
35 REQUIRED PURSUANT TO SECTION THIRTY OF THIS ACT A DESCRIPTION OF ACTIV-  
36 ITIES, A LISTING OF PROPOSALS PROVIDED WITH FINANCIAL ASSISTANCE PURSU-  
37 ANT TO THIS SECTION AND IDENTIFY WHETHER THE TWENTY PERCENT GOAL WAS MET  
38 FOR EACH PROGRAM.

39 S 4. This act shall take effect immediately.