

S T A T E   O F   N E W   Y O R K

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I N   A S S E M B L Y

January 31, 2014

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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.