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

_____

10553

I N   A S S E M B L Y

June 2, 2016
_____

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Blake) --
   read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to the definition of
   "small business"; and to amend chapter 568 of the laws of 2015, amend-
   ing the state finance law relating to requiring state agencies to pay
   small businesses within fifteen days of receipt of an invoice, in
   relation to the effectiveness thereof

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

 1   Section 1. Subdivision 6 of section 179-f of the state finance law, as
 2 amended by chapter 36 of the laws of 2016, is amended to read as
 3 follows:
 4   6. As used in this section, "small business" shall mean a business
 5 whose primary place of business is in New York state, has a significant
 6 business presence in the state, is independently owned and operated, not
 7 dominant in its field, and employs no more than two hundred employees at
 8 the time of [the award contracting and] payment. The ["]small busi-
 9 ness["] shall, upon request, provide the contracting entity with suffi-
10 cient documentation to reflect and confirm its status as a small busi-
11 ness.
12   S 2. Section 2 of chapter 568 of the laws of 2015, amending the state
13 finance law relating to requiring state agencies to pay small businesses
14 within fifteen days of receipt of an invoice, as amended by chapter 36
15 of the laws of 2016, is amended to read as follows:
16   S 2. This act shall take effect on [the three hundred sixty-fifth day
17 after it shall have become a law] MARCH 31, 2017 and shall apply only to
18 invoices received after such date.
19   S 3. This act shall take effect on the same date and in the same
20 manner as chapter 568 of the laws of 2015, amending the state finance
21 law relating to requiring state agencies to pay small businesses within
22 fifteen days of receipt of an invoice, as amended, takes effect.

      EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                    [ ] is old law to be omitted.
                                                        LBD15711-01-6