

# STATE OF NEW YORK

5110--A

2017-2018 Regular Sessions

## IN ASSEMBLY

February 6, 2017

Introduced by M. of A. SCHIMMINGER, MAGNARELLI, GUNTHER, WEPRIN, JAFFEE, LUPARDO, SIMANOWITZ -- Multi-Sponsored by -- M. of A. CAHILL, DenDEKKER, HOOPER, MORELLE, PERRY, SKARTADOS, THIELE -- read once and referred to the Committee on Small Business -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the New York state urban development corporation act, in relation to creating the small business innovation research/small business technology transfer technical assistance program; and repealing section 3102-c of the public authorities law relating thereto

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, is amended by adding a new section 52 to read as follows:

§ 52. Small business innovation research (SBIR)/small business technology transfer (STTR) technical assistance program. 1. The small business innovation research/small business technology transfer technical assistance program, hereafter referred to as "the program", is hereby created in the corporation for the purposes of providing funds to eligible entities to provide technical assistance to small businesses of one hundred employees or less and located in New York state in competing successfully for grants made available through phase I of the federal small business innovation research program as enacted pursuant to the small business innovation development act of 1982, and the small business technology transfer act of 1982, so as to increase the number of phase I SBIR and STTR award winners within the state.

2. Technical assistance services under this section may include, but are not limited to:

(a) outreach to small businesses to promote awareness of SBIR/STTR program solicitations;

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

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1 (b) counseling to determine the ability of a business to pursue  
2 SBIR/STTR phase I funding, the technology match with the federal agency  
3 solicitation to be pursued, the qualifications of personnel involved in  
4 the proposed project, and the level of support needed from the technical  
5 assistance program to produce a competitive application; and

6 (c) proposal preparation assistance including grant writing, technolo-  
7 gy evaluation, and general proposal evaluation.

8 3. In determining whether to provide technical assistance authorized  
9 pursuant to this section to a small business, eligible entities shall  
10 consider the probability of such business commercializing any inno-  
11 vations resulting from research funded by an SBIR or STTR award in New  
12 York state.

13 4. Eligible entities. (a) Entities that are eligible to receive funds  
14 under this section shall have demonstrable experience and success in  
15 providing technical assistance authorized pursuant to this section, and  
16 as determined by the corporation, and shall include:

17 (i) centers for advanced technology established pursuant to section  
18 thirty-one hundred two-b of the public authorities law;

19 (ii) technology development corporations established pursuant to  
20 section thirty-one hundred two-d of the public authorities law;

21 (iii) state university of New York engineering schools that administer  
22 the strategic partnership for industrial resurgence program; and

23 (iv) centers of excellence established pursuant to section 3 of part T  
24 of chapter 84 of the laws of 2002 and section four hundred ten of the  
25 economic development law.

26 (b) Preference for receiving funds under this section shall be given  
27 to entities that partner with other eligible entities to provide the  
28 full range of technical assistance services as specified in subdivision  
29 two of this section.

30 (c) Entities receiving funds under this section shall match such funds  
31 on a one-to-one basis. Such match shall consist of actual cash, sala-  
32 ries, staff time, or expenses directly attributable to the purposes of  
33 this section. Overhead costs may not be included in the match.

34 5. Use of funds. (a) Funds can be used for costs related to conducting  
35 outreach to small businesses to promote awareness of SBIR/STTR program  
36 solicitations, grant preparation and review, and printing costs and  
37 supplies associated with the submission of grants.

38 (b) From such funds as may be appropriated for this purpose by the  
39 legislature, the corporation shall make competitive awards annually in  
40 amounts of up to two hundred thousand dollars to providers of assistance  
41 pursuant to this section.

42 6. Reporting requirements. (a) Entities receiving funds shall annually  
43 provide to the corporation details on the following:

44 (i) description of small businesses served, including technology  
45 focus, business size and location;

46 (ii) SBIR and STTR grants applied for and received as a result of  
47 assistance provided; and

48 (iii) any other information deemed appropriate by the corporation.

49 (b) The corporation shall include the information provided pursuant to  
50 subdivision five of this section in the annual report filed pursuant to  
51 section four hundred four of the economic development law.

52 (c) On or before February first, two thousand eighteen, the corpo-  
53 ration shall evaluate the effectiveness of the SBIR/STTR technical  
54 assistance program and report such findings to the governor and legisla-  
55 ture. The corporation shall also make recommendations as to the appro-

- 1 priateness of expanding the program to provide assistance to SBIR/STTR
- 2 phase II applicants.
- 3 § 2. Section 3102-c of the public authorities law is REPEALED.
- 4 § 3. This act shall take effect immediately.