STATE OF NEW YORK

5470

2019-2020 Regular Sessions

IN ASSEMBLY

February 12, 2019

Introduced by M. of A. D. ROSENTHAL -- read once and referred to the Committee on Small Business

AN ACT to amend the economic development law, in relation to creating the federal contract workers assistance program

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

Section 1. The economic development law is amended by adding a new article 23 to read as follows:

ARTICLE 23
FEDERAL CONTRACT WORKERS
ASSISTANCE PROGRAM

Section 450. Eligibility criteria.
451. Application and approval process.
452. Federal contract worker assistance program.

§ 450. Eligibility criteria. 1. In order to participate in the federal contract workers assistance program, a business entity must satisfy the following criteria:

(a) The business entity must be a small business;

(b) The business entity must demonstrate that it currently has a contract with the federal government; and

(c) The business entity must demonstrate that their business has been negatively affected financially due to a federal government shutdown.

2. For purposes of this article the term "small business" shall have the same meaning as section one hundred thirty-one of this chapter.

§ 451. Application and approval process. 1. A business entity must submit a completed application in such form and with such information as prescribed by the commissioner.

2. As part of such application, each business entity must:

(a) provide such documentation as the commissioner may require in order for the commissioner to determine that the business entity is eligible for the program;

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

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(b) agree to allow the department of taxation and finance to share its tax information with the department. However, any information shared as a result of this agreement shall not be available for disclosure or inspection under the state freedom of information law;

(c) agree to allow the department of labor to share its tax and employer information with the department. However, any information shared as a result of this agreement shall not be available for disclosure or inspection under the state freedom of information law;

(d) allow the department and its agents access to any and all books and records the department may require to monitor compliance; and

(e) certify, under penalty of perjury, that it is in substantial compliance with all environmental, worker protection, and local, state, and federal tax laws.

§ 452. Federal contract worker assistance program. 1. The state may provide loans to be administered by the department to assist business entities which meet the criteria of section four hundred fifty-one of this article and whose applications have been approved pursuant to section four hundred fifty-one of this article.

2. All loans shall be repaid by the business entity within twelve calendar months from when such funds are disbursed to the business entity.

3. Such loans shall only be used by the business entity for payroll purposes.

4. The amount of such loans shall be determined by the commissioner but shall not exceed the amount made available therefor by appropriation.

5. The commissioner shall promulgate rules and regulations for purposes of carrying out the provisions of this article.

§ 2. This act shall take effect immediately.