

# STATE OF NEW YORK

4290

2019-2020 Regular Sessions

## IN SENATE

March 6, 2019

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the New York state urban development corporation act, in relation to obligations of members of economic development entities

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

1 Section 1. Section 1 of chapter 174 of the laws of 1968, constituting  
2 the New York state urban development corporation act, is amended by  
3 adding a new section 32-a to read as follows:

4 § 32-a. Special provisions relating to economic development entities.

5 (1) For the purposes of this section, an "economic development entity"  
6 shall mean any entity created by the executive branch, including the  
7 executive chamber of the governor and lieutenant governor, and any state  
8 agency whose function includes providing advice, recommendations or  
9 determinations to or on behalf of the executive branch or any state  
10 agency, as defined in paragraph (b) of subdivision one of section seven-  
11 ty-three-a of the public officers law, on the allocation or disbursement  
12 of state or federal monies or tax credits and/or benefits.

13 (2) (a) The provisions of article seven of the public officers law  
14 applicable to public bodies shall apply to an economic development enti-  
15 ty.

16 (b) The provisions of article six of the public officers law applica-  
17 ble to agencies shall apply to an economic development entity. In addi-  
18 tion to the requirements of subdivision three of section eighty-seven of  
19 the public officers law, an economic development entity shall maintain  
20 and make available for public inspection and copying any and all  
21 proposals submitted to it through a centralized application process,  
22 including the consolidated funding applications process, except that an  
23 economic development entity may redact or withhold portions of a

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

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1 proposal if such portion would be exempt from disclosure pursuant to  
2 article six of the public officers law.

3 (c) For the purpose of section seventy-three-a of the public officers  
4 law, any member of an economic development entity shall be deemed a  
5 state officer or employee and shall be deemed a policy maker and shall  
6 file an annual statement of financial disclosure set forth in subdivi-  
7 sion three of section seventy-three-a of the public officers law.

8 (d) The provisions of section seventy-four of the public officers law  
9 applicable to an officer or employee of a state agency shall apply to  
10 any member of an economic development entity.

11 § 2. This act shall take effect immediately; provided, however, that  
12 those incumbents who have not filed a disclosure form for the calendar  
13 year 2018 shall have thirty days from the effective date of this act to  
14 file such form with the joint commission on public ethics.