

# STATE OF NEW YORK

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8604

2019-2020 Regular Sessions

## IN ASSEMBLY

October 2, 2019

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Introduced by M. of A. D'URSO -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to including water authorities to make certain purchases and to contract for certain services through the use of U.S. and state agency and political subdivisions

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

1 Section 1. Subdivision 16 of section 103 of the general municipal law,  
2 as amended by chapter 497 of the laws of 2013, is amended to read as  
3 follows:

4 16. Notwithstanding the provisions of subdivisions one, two and three  
5 of this section, and section one hundred four of this article, any offi-  
6 cer, water authority, board or agency of a political subdivision or of  
7 any district therein authorized to make purchases of apparatus, materi-  
8 als, equipment or supplies, or to contract for services related to the  
9 installation, maintenance or repair of apparatus, materials, equipment,  
10 and supplies, may make such purchases, or may contract for such services  
11 related to the installation, maintenance or repair of apparatus, materi-  
12 als, equipment, and supplies, as may be required by such political  
13 subdivision or district therein through the use of a contract let by the  
14 United States of America or any agency thereof, any state or any other  
15 political subdivision or district therein if such contract was let to  
16 the lowest responsible bidder or on the basis of best value in a manner  
17 consistent with this section and made available for use by other govern-  
18 mental entities; provided, however, that no political subdivision or  
19 district therein, other than a city with a population of one million or  
20 more inhabitants or any district, board or agency with jurisdiction  
21 exclusively therein, may make such purchases or contract for such  
22 services through the use of such a contract let on the basis of best  
23 value in a manner consistent with this section unless the political

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

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1 subdivision or district shall first adopt a local law, rule, regulation  
2 or resolution, as the case may be, pursuant to subdivision one of this  
3 section, authorizing the use of best value for awarding purchase  
4 contracts.

5 The authority provided to political subdivisions and districts therein  
6 pursuant to this subdivision shall not relieve any obligation of such  
7 political subdivision or district therein to comply with any applicable  
8 minority and women-owned business enterprise program mandates and the  
9 preferred source requirements of section one hundred sixty-two of the  
10 state finance law.

11 § 2. This act shall take effect immediately; provided, however that  
12 the amendments to subdivision 16 of section 103 of the general municipal  
13 law made by section one of this act shall not affect the repeal of such  
14 subdivision and shall be deemed repealed therewith.