

# STATE OF NEW YORK

8873--A

2019-2020 Regular Sessions

## IN ASSEMBLY

December 18, 2019

Introduced by M. of A. O'DONNELL -- read once and referred to the Committee on Tourism, Parks, Arts and Sports Development -- recommitted to the Committee on Tourism, Parks, Arts and Sports Development in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the parks, recreation and historic preservation law, in relation to establishing a historic business preservation registry

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

1 Section 1. The parks, recreation and historic preservation law is  
2 amended by adding a new section 14.11 to read as follows:

3 § 14.11 Historic business preservation registry. 1. Purpose. A regis-  
4 try of historic businesses in the state shall be established for the  
5 purpose of recognizing that historic community-serving businesses are  
6 valuable cultural assets that serve as examples of the rich and diverse  
7 history of the communities in the state. Such registry shall also serve  
8 as a tool for providing educational and promotional assistance to  
9 historic businesses to encourage their continued viability and success.

10 2. Establishment. The office shall establish and maintain a registry  
11 of historic businesses in the state and maintain an online registry  
12 which includes the name, address and a list of products and/or services  
13 offered by each historic business that has been accepted into the regis-  
14 try.

15 3. Eligibility. A historic business must first be nominated by an  
16 assembly member, senator, the governor or the lieutenant governor.  
17 Nominations are limited to two per elected official per term. An elected  
18 official shall not nominate a business if they, or a close family  
19 member, including a spouse, children, siblings or parents, own or have a  
20 major investment stake in such business.

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

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1 4. Application. (a) After a business is nominated pursuant to subdivi-  
2 sion three of this section, such business shall submit a completed  
3 application for final approval. Such application shall be created by  
4 the office and shall include the following requirements:

5 (i) The business shall have operated in the state for fifty or more  
6 years with no break in operations exceeding two years. The business may  
7 have operated in more than one location, but shall have operated in the  
8 same municipality for a minimum of fifty years.

9 (ii) The business has contributed to the municipality's history and/or  
10 identity of such municipality.

11 (iii) The business is committed to maintaining the physical features  
12 and traditions that define such business, including but not limited to,  
13 craft, culinary or art forms.

14 (b) The office, upon receipt of a nomination and accompanying applica-  
15 tion, shall make a determination of whether the applicant meets the  
16 requirements necessary to be accepted into such registry. The nominat-  
17 ing elected official and the applicant shall be notified by the office  
18 if such applicant is not accepted into the registry and shall explain  
19 the reasons for the determination of ineligibility.

20 § 2. This act shall take effect six months after it shall have become  
21 a law.