STATE OF NEW YORK

921

2019-2020 Regular Sessions

IN SENATE

January 9, 2019

Introduced by Sens. YOUNG, BOYLE, GRIFFO, HELMING, ORTT, SEPULVEDA, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to the definition of prevailing market price and in relation to preferred source subcontracts

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

Section 1. Subdivision 6 of section 162 of the state finance law is amended by adding a new paragraph g to read as follows:

g. For the purposes of this subdivision only, "prevailing market price" shall mean the average price at which vendors of the same or similar product or service regularly engaged in the business of selling such product or service offers to sell such product or service under similar terms in the same market.

§ 2. Section 162 of the state finance law is amended by adding a new subdivision 6-a to read as follows:

6-a. Preferred source subcontracts. Pursuant to guidelines established by the state procurement council, a preferred source may subcontract an incidental portion of a contract to a vendor that is or is not a preferred source, provided that such subcontract does not diminish bona fide employment opportunities for persons who could otherwise be new clients of an entity previously accorded preferred source status. Such subcontract shall be integral to the service being delivered by the providing preferred source agency.

§ 3. This act shall take effect on the first of January next succeeding the date on which it shall have become a law.

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

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