STATE OF NEW YORK

8679

IN ASSEMBLY

January 10, 2022

Introduced by M. of A. KIM -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the not-for-profit corporation law, in relation to requiring not-for-profit corporations to submit a questionnaire on pending wage dispute claims prior to receiving state funding

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

Section 1. Paragraph (g) of section 202 of the not-for-profit corporation law, as amended by section 33 of part AA of chapter 56 of the laws of 2019, is amended to read as follows:

(g) **(1)** Every corporation receiving any kind of state funding shall ensure the provision on any form required to be completed at application or recertification for the purpose of obtaining financial assistance pursuant to this chapter, that the application form shall contain a check-off question asking whether the applicant or recipient or a member of his or her family served in the United States military, and an option to answer in the affirmative. Where the applicant or recipient answers in the affirmative to such question, the not-for-profit corporation shall ensure that contact information for the state division of veterans' services is provided to such applicant or recipient in addition to any other materials provided.

(2) Such application shall also include screening questions developed by the department of state on whether the corporation has any pending wage dispute claims against any employee of such corporation. The department of state shall request and confirm with the department of labor that every corporation who submits an application pursuant to this paragraph has no open or pending cases of wage theft or wage disputes with such corporation's employees. If an applicant company has an open or pending case of wage theft or wage disputes with any employee of such company, such applicant company shall be denied state funding or any other financial assistance pursuant to this chapter.

§ 2. This act shall take effect immediately.

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

LBD14032-01-1