

# STATE OF NEW YORK

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25--A

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. KAPLAN -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to requiring the Empire State development corporation in consultation with the state university of New York, the city university of New York and the commission on independent colleges and universities to study the economic impact of optimizing kitchen incubators in New York state

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

1 Section 1. Legislative intent. The legislature hereby finds that in  
2 order to improve the economic opportunities for its citizens and entre-  
3 preneurs, it must use the established capabilities of its university  
4 systems to offer space and resources to the next generation of food  
5 manufacturing businesses.

6 It has been documented that the chief obstacle for start-up food manu-  
7 facturing businesses is their inability to access affordable commercial  
8 kitchen space. Currently all over the state, there are only a few kitch-  
9 en incubators facing high demand and unable to meet the needs of the  
10 many potential start-up businesses.

11 Kitchen incubators are valuable resources for New York state as it  
12 moves to promote more job development, business development and  
13 increased tax revenues.

14 In New York City alone, there are more than 900 food firms, with over  
15 16,000 employees and another 2,500 who are self-employed. This has been  
16 viewed as evidence of entrepreneurs' intent on developing their food  
17 manufacturing ideas into full scale production capabilities and fully  
18 functional business entities.

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

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1 Minority and immigrant populations are growing significantly through-  
2 out the state and so are their number in entrepreneurship activities,  
3 including in the development of foods from their native place of origin  
4 and this creates growing demand for such foods by increasing minority  
5 and immigrant communities.

6 Kitchen incubators housed at select college campuses throughout New  
7 York state and New York city will help develop new entrepreneurs and  
8 increase the economic benefits of such activities for the entire state.

9 However, New York must do more to propel these business start-ups and  
10 potential manufacturers into full scale operations and should move to  
11 allow its university systems to expand their regional economic catalyst  
12 activities to serve entrepreneurs looking to enter the food manufactur-  
13 ing sector.

14 § 2. For purposes of this act, the term "kitchen incubator" shall mean  
15 an affordable small space with shared ovens, ranges, industrial mixers  
16 and other commercial kitchen equipment, to be rented by entrepreneurs to  
17 assist them in the development and/or manufacturing of food products for  
18 commercial purposes.

19 § 3. a. The Empire State Development Corporation, in consultation with  
20 the state university of New York, the city university of New York, and  
21 the Commission on Independent Colleges and Universities and groups  
22 selected by the Empire State Development Corporation, shall study and  
23 examine the potential economic impact for optimizing kitchen incubators  
24 in New York state including establishing and/or expanding such opportu-  
25 nities on the state university of New York campuses, the city university  
26 of New York campuses, and at public and private institutions of higher  
27 learning.

28 b. The study conducted pursuant to this section shall evaluate the  
29 impact of such optimization on entrepreneurship efforts in growing  
30 minority and immigrant populations.

31 c. The Empire State Development Corporation shall create a report  
32 containing recommendations for the creation, funding and future expan-  
33 sion of kitchen incubators throughout the state at public and private  
34 institutions for higher learning; and increasing entrepreneurial success  
35 in the culinary industry, by providing comprehensive advisory and busi-  
36 ness development services along with access to facilities and equipment  
37 in a co-working environment conducive to collaboration, networking and  
38 mentorship.

39 d. The report compiled by the Empire State Development Corporation  
40 pursuant to paragraph c of this section shall be submitted to the gover-  
41 nor and the legislature not later than May 1, 2022.

42 § 4. This act shall take effect immediately.