

STATE OF NEW YORK

5992

2021-2022 Regular Sessions

IN ASSEMBLY

March 4, 2021

Introduced by M. of A. PICHARDO, REYES -- read once and referred to the
Committee on Governmental Operations

AN ACT to amend the state finance law, in relation to purchasing
services and commodities

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

1 Section 1. Paragraph g of subdivision 4 of section 163 of the state
2 finance law, as added by chapter 10 of the laws of 2006, is amended to
3 read as follows:

4 g. All state agencies shall require all contractors, including sub-
5 contractors, that provide services for state purposes pursuant to a
6 contract, to submit an annual employment report for each contract for
7 services that includes for each employment category within the contract
8 the number of employees employed to provide services under the contract,
9 the number of hours they work [~~and~~], their total compensation under the
10 contract and the average weekly wage paid to employees in each employ-
11 ment category. Employment reports shall be submitted to the agency that
12 awarded the contract, the department of civil service and the department
13 of audit and control and shall be available for public inspection and
14 copying pursuant to section eighty-seven of the public officers law
15 provided that in disclosing such reports pursuant to the public officers
16 law, the agency making the disclosure shall redact the name or social
17 security number of any individual employee that is included in such
18 document.

19 § 2. Paragraphs c and f of subdivision 14 of section 163 of the state
20 finance law, as added by chapter 317 of the laws of 2014, are amended to
21 read as follows:

22 c. The report required pursuant to subparagraph (iv) of paragraph a of
23 this subdivision shall include:

24 (i) information required to be reported by the contractor annually by
25 the employment category within the contract, including the planned

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

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1 number of employees to provide services under the contract, the planned
2 number of hours to be worked under the contract, [~~and~~] the total compen-
3 sation planned under the contract, and the average weekly wage paid to
4 employees in each employment category; and

5 (ii) information required to be reported by the contractor annually
6 pursuant to paragraph g of subdivision four of this section, specif-
7 ically, the actual number of employees, by employment category within
8 the contract, employed to provide services under the contract, the
9 number of hours worked [~~and~~], total compensation under the contract, and
10 the average weekly wage paid to employees in each employment category.

11 f. All reports required under this subdivision shall be available for
12 public inspection and copying pursuant to section eighty-seven of the
13 public officers law provided that in disclosing such reports pursuant to
14 the public officers law, the agency making the disclosure shall redact
15 the name or social security number of any individual employee that is
16 included in such document. All reports required under this paragraph
17 shall be available in a searchable public database on the public website
18 of the state procurement council.

19 § 3. Paragraph c of subdivision 15 of section 163 of the state finance
20 law, as added by chapter 317 of the laws of 2014, is amended to read as
21 follows:

22 c. All reports required under this subdivision shall be available for
23 public inspection and copying pursuant to section eighty-seven of the
24 public officers law provided that in disclosing such reports pursuant to
25 the public officers law, the agency making the disclosure shall redact
26 the name or social security number of any individual employee that is
27 included in such document. All reports required under this paragraph
28 shall be available in a searchable public database on the public website
29 of the state procurement council.

30 § 4. This act shall take effect immediately, provided, however, that
31 the amendments to section 163 of the state finance law made by sections
32 one, two and three of this act shall not affect the repeal of such
33 section and shall be deemed repealed therewith.