

# STATE OF NEW YORK

1656--A

Cal. No. 940

2021-2022 Regular Sessions

## IN SENATE

January 14, 2021

Introduced by Sens. SKOUFIS, BIAGGI, KRUEGER, MAYER, REICHLIN-MELNICK -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to amend the general municipal law, in relation to prohibiting industrial development agencies from incentivizing movements within the state

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

1 Section 1. Subdivision 1 of section 862 of the general municipal law,  
2 as amended by section 1 of part J of chapter 59 of the laws of 2013, is  
3 amended to read as follows:  
4 (1) No funds of the agency shall be used in respect of any project if  
5 the completion thereof would result in the removal of [~~an industrial or~~  
6 ~~manufacturing~~] any plant, facility or personnel of the project occupant  
7 from one area of the state to another area of the state [~~or~~], in the  
8 abandonment of one or more plants or facilities of the project occupant  
9 located within the state or the unemployment or relocation of any  
10 personnel who are employed by the project occupant, provided, however,  
11 that neither restriction shall apply if the agency shall determine on  
12 the basis of the application before it that the project is reasonably  
13 necessary to discourage the project occupant from removing such other  
14 plant or facility to a location outside the state or is reasonably  
15 necessary to preserve the competitive position of the project occupant  
16 in its respective industry due to physical, zoning, or logistical  
17 constraints at such project occupant's existing site within the state.  
18 § 2. This act shall take effect immediately.

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

LBD05819-02-1