

# STATE OF NEW YORK

3766

2021-2022 Regular Sessions

## IN SENATE

January 30, 2021

Introduced by Sen. COMRIE -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the economic development law, in relation to creating the federal contract workers assistance program

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

Section 1. The economic development law is amended by adding a new article 23 to read as follows:

### ARTICLE 23

#### FEDERAL CONTRACT WORKERS

#### ASSISTANCE PROGRAM

#### Section 450. Eligibility criteria.

##### 451. Application and approval process.

##### 452. Federal contract worker assistance program.

§ 450. Eligibility criteria. 1. In order to participate in the federal contract workers assistance program, a business entity must satisfy the following criteria:

(a) The business entity must be a small business;

(b) The business entity must demonstrate that it currently has a contract with the federal government; and

(c) The business entity must demonstrate that their business has been negatively affected financially due to a federal government shutdown.

2. For purposes of this article the term "small business" shall have the same meaning as section one hundred thirty-one of this chapter.

§ 451. Application and approval process. 1. A business entity must submit a completed application in such form and with such information as prescribed by the commissioner.

2. As part of such application, each business entity must:

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

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1 (a) provide such documentation as the commissioner may require in  
2 order for the commissioner to determine that the business entity is  
3 eligible for the program;

4 (b) agree to allow the department of taxation and finance to share its  
5 tax information with the department. However, any information shared as  
6 a result of this agreement shall not be available for disclosure or  
7 inspection under the state freedom of information law;

8 (c) agree to allow the department of labor to share its tax and  
9 employer information with the department. However, any information  
10 shared as a result of this agreement shall not be available for disclo-  
11 sure or inspection under the state freedom of information law;

12 (d) allow the department and its agents access to any and all books  
13 and records the department may require to monitor compliance; and

14 (e) certify, under penalty of perjury, that it is in substantial  
15 compliance with all environmental, worker protection, and local, state,  
16 and federal tax laws.

17 § 452. Federal contract worker assistance program. 1. The state may  
18 provide loans to be administered by the department to assist business  
19 entities which meet the criteria of section four hundred fifty-one of  
20 this article and whose applications have been approved pursuant to  
21 section four hundred fifty-one of this article.

22 2. All loans shall be repaid by the business entity within twelve  
23 calendar months from when such funds are disbursed to the business enti-  
24 ty.

25 3. Such loans shall only be used by the business entity for payroll  
26 purposes.

27 4. The amount of such loans shall be determined by the commissioner  
28 but shall not exceed the amount made available therefor by appropri-  
29 ation.

30 5. The commissioner shall promulgate rules and regulations for  
31 purposes of carrying out the provisions of this article.

32 § 2. This act shall take effect immediately.