STATE OF NEW YORK

4923

2023-2024 Regular Sessions

IN ASSEMBLY

February 27, 2023

Introduced by M. of A. DeSTEFANO -- read once and referred to the Committee on Local Governments

AN ACT to amend the general municipal law, in relation to requiring industrial development agencies to only include jobs filled by residents of New York state when assessing the progress of projects provided financial assistance

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

Section 1. Paragraph (f) of subdivision 4 of section 859-a of the general municipal law, as added by chapter 563 of the laws of 2015, is amended to read as follows:

(f) the projected number of full time equivalent jobs that would be retained and that would be created if the request for financial assistance is granted, the projected timeframe for the creation of new jobs, the estimated salary and fringe benefit averages or ranges for categories of the jobs that would be retained or created if the request for financial assistance is granted, [~~and~~] an estimate of the number of residents of the economic development region as established pursuant to section two hundred thirty of the economic development law or the labor market area as defined by the agency, in which the project is located that would fill such jobs**, and a statement acknowledging that jobs filled by non-residents of New York state shall not be included when assessing the progress toward achieving the objectives of the project**. The labor market area defined by the agency for this purpose may include no more than six contiguous counties in the state, including the county in which the project is to be located;

§ 2. Paragraph (b) of subdivision 6 of section 859-a of the general municipal law, as added by chapter 563 of the laws of 2015, is amended to read as follows:

(b) require each project owner, occupant or operator receiving financial benefits to provide annually a certified statement and documenta-

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

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tion: (i) enumerating the full time equivalent jobs retained and the full time equivalent jobs created**, for New York state residents,** as a result of the financial assistance, by category, including full time equivalent independent contractors or employees of independent contractors that work at the project location, and (ii) indicating that the salary and fringe benefit averages or ranges for categories of jobs retained and jobs created that was provided in the application is still accurate and if it is not still accurate, providing a revised list of salary and fringe benefit averages or ranges for categories of jobs retained and jobs created. **For the purposes of this paragraph, positions filled by non-residents of New York state shall not be included in the number of jobs retained or created.**

§ 3. This act shall take effect on the one hundred twentieth day after it shall have become a law.