

# STATE OF NEW YORK

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6609

2023-2024 Regular Sessions

## IN SENATE

April 28, 2023

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Introduced by Sen. COONEY -- read twice and ordered printed, and when printed to be committed to the Committee on Procurement and Contracts

AN ACT to amend the executive law, in relation to the definition of small business for minority group members and women with respect to state contracts

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

1 Section 1. Subdivision 20 of section 310 of the executive law, as  
2 added by chapter 175 of the laws of 2010, is amended to read as follows:  
3 20. "Small business" as used in this section, unless otherwise indi-  
4 cated, shall mean a business which has a significant business presence  
5 in the state, is independently owned and operated, not dominant in its  
6 field and employs, based on its industry, a certain number of persons as  
7 determined by the director, but not to exceed [~~three~~ **five**] hundred,  
8 taking into consideration factors which include, but are not limited to,  
9 federal small business administration standards pursuant to 13 CFR part  
10 121 and any amendments thereto. The director may issue regulations on  
11 the construction of the terms in this definition.  
12 § 2. This act shall take effect immediately; provided however, the  
13 amendments to article 15-A of the executive law made by section one of  
14 this act shall not affect the repeal of such article and shall be deemed  
15 repealed therewith.

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

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