STATE OF NEW YORK

1240

2023-2024 Regular Sessions

IN SENATE

January 10, 2023

Introduced by Sens. SKOUFIS, KRUEGER, MAY, MAYER -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

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:

Section 1. Subdivision 1 of section 862 of the general municipal law, as amended by section 1 of part J of chapter 59 of the laws of 2013, is amended to read as follows:

(1) No funds of the agency shall be used in respect of any project if the completion thereof would result in the removal of [~~an industrial or manufacturing~~] **any** plant**, facility or personnel** of the project occupant from one area of the state to another area of the state [~~or~~]**,** in the abandonment of one or more plants or facilities of the project occupant located within the state **or the unemployment or relocation of any personnel who are employed by the project occupant**, provided, however, that neither restriction shall apply if the agency shall determine on the basis of the application before it that the project is reasonably necessary to discourage the project occupant from removing such other plant or facility to a location outside the state or is reasonably necessary to preserve the competitive position of the project occupant in its respective industry **due to physical, zoning, or logistical constraints at such project occupant's existing site within the state**.

§ 2. This act shall take effect immediately.

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

LBD01229-01-3