STATE OF NEW YORK

5111

2023-2024 Regular Sessions

IN SENATE

February 23, 2023

Introduced by Sen. OBERACKER -- 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 minority and women-owned business enterprises in state contracts

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

Section 1. Section 313 of the executive law is amended by adding a new subdivision 6-a to read as follows:

6-a. Notwithstanding the provisions of subdivision six of this section, contracting agencies shall only require a contractor to comply with the provisions of this section at a rate that correlates with the percentage of certified minority and women-owned business enterprises in that industry in the economic development region where the contract is to be performed. Such percentage of certified minority and women-owned business enterprises in each region, as such percentage applies to the industries set forth in subdivision one of this section, shall be published on the department of economic development's website with each bid opportunity and shall be updated annually.

§ 2. This act shall take effect immediately, provided, however, that the amendments to subdivision 6-a of section 313 of article 15-A of the executive law made by section one of this act shall not affect the repeal of such article and shall be deemed repealed therewith.

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

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