STATE OF NEW YORK

6421

2023-2024 Regular Sessions

IN SENATE

April 19, 2023

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law, in relation to disclosure of annual employment reports for certain non-charitable, non-profit entities

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

Section 1. The executive law is amended by adding a new section 172-g to read as follows:

§ 172-g. Disclosure of annual employment report for certain non-charitable, non-profit entities. 1. Any corporation or entity that is qualified as an exempt organization or entity by the United States Treasury under I.R.C. 501 (c) (3) and United States Treasury under I.R.C. 501 (c) (4) and that receives more than twenty-five percent of its total annual revenue from state funds shall submit an annual employment report to the department of audit and control that includes the name and number of employees employed by such corporation or entity, the number of hours such employees worked, and the annual salary paid to such employees. Annual employment reports shall be submitted electronically in a manner that allows such data to be searchable and transferable to a spreadsheet or database without further manipulation. The reports shall be submitted on a form prescribed by the department of audit and control, and shall be available for public inspection and copying pursuant to section eighty-seven of the public officers law. The department of audit and control shall maintain a searchable database of all electronic forms submitted under this section and such searchable database shall be posted on a publicly available website and such searchable database shall include, but need not be limited to, the name of the corporation or entity and the total amount such corporation or entity received from the state, the names and number of employees employed by such corporation or entity, the number of hours such employees worked, and the annual salary paid to such employees. It shall be the responsibility of the office of

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

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audit and control to ensure such corporation or entity submits the annual report required by this section for each year such corporation or entity receives state funds in excess of twenty-five percent of such corporation's or entity's total annual revenue.

2. Corporations or entities that fail to submit the annual employment report required by subdivision one of this section shall be notified immediately by the department of audit and control that such report is due. If such report is not furnished within ninety days after notification by the department that such report is due, such corporation or entity may be subject to a civil penalty of up to one thousand dollars per month until such report is filed. If the report required by subdivision one of this section is not submitted within one hundred eighty days after notification by the department, the corporation or entity shall be ineligible for additional state funding for a minimum of two years.

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