

STATE OF NEW YORK

8082

IN SENATE

January 5, 2024

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

AN ACT to amend the New York city charter, in relation to making a technical correction thereto; and to amend the state finance law, in relation to increasing state agencies' discretionary buying thresholds for certain commodities or services from businesses owned by minority, women and service-disabled veterans

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

1 Section 1. Paragraph 1 of subdivision i of section 311 of the New York
2 city charter, as amended by a chapter of the laws of 2023 amending the
3 New York city charter relating to the procurement limit for businesses
4 owned by women and minorities, as proposed in legislative bills numbers
5 S. 7563 and A. 7334, is amended to read as follows:

6 1. agencies may make procurements of goods, services and construction
7 for amounts not exceeding one million[~~7~~] five hundred thousand dollars
8 from businesses certified as minority or women-owned business enter-
9 prises pursuant to section thirteen hundred four of the charter without
10 a formal competitive process.

11 § 2. Subdivision 6 of section 163 of the state finance law, as sepa-
12 rately amended by section 28 of part PP of chapter 56 and chapter 572 of
13 the laws of 2022, is amended to read as follows:

14 6. Discretionary buying thresholds. Pursuant to guidelines established
15 by the state procurement council:

16 (a) the commissioner may purchase services and commodities for the
17 office of general services or its customer agencies serviced by the
18 office of general services business services center in an amount not
19 exceeding eighty-five thousand dollars without a formal competitive
20 process;

21 (b) state agencies may purchase services and commodities in an amount
22 not exceeding fifty thousand dollars without a formal competitive proc-
23 ess; [~~and~~]

24 (c) state agencies may purchase commodities or services from small
25 business concerns [~~or those certified pursuant to article fifteen A of~~

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

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1 ~~the executive law and article three of the veterans' services law~~], or
2 commodities or technology that are recycled or remanufactured in an
3 amount not exceeding five hundred thousand dollars without a formal
4 competitive process;

5 (d) state agencies may purchase commodities or services from those
6 certified pursuant to article fifteen-A of the executive law and article
7 three of the veterans' services law in an amount not exceeding seven
8 hundred fifty thousand dollars without a formal competitive process; and
9 [~~for~~]

10 (e) state agencies may purchase commodities that are food, including
11 milk and milk products, or animal or plant fiber products, grown,
12 produced, harvested, or processed in New York state or textile products
13 manufactured from animal or plant fiber grown or produced predominantly
14 in New York state in an amount not to exceed two hundred thousand
15 dollars[~~7~~] without a formal competitive process.

16 § 3. This act shall take effect on the same date and in the same
17 manner as a chapter of the laws of 2023 amending the New York city char-
18 ter relating to the procurement limit for businesses owned by women and
19 minorities, as proposed in legislative bills numbers S. 7563 and A.
20 7334, takes effect; provided, however, that the amendments made to
21 subdivision 6 of section 163 of the state finance law made by section
22 two of this act shall not affect the repeal of such section and shall be
23 deemed repealed therewith.