

Key Legislative Changes Affecting Small Businesses – 2011 Legislative Session

Bill Title: An act to amend the state administrative procedure act, in relation to providing a cure period in regulations affecting small businesses and local governments

Chapter: 524

Bill Number: S04816

Sponsor: CARLUCCI

Effective Date of Law: October 1, 2011

Summary of the Bill: This bill amends section 202-b of the State Administrative Procedure Act to require agencies, when adopting rules that involve the assessment of penalties on small businesses or local governments, to consider including a ‘cure period’ that will allow time for correction or amelioration of violations prior to the imposition of penalties.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/S4816-2011>

Bill Title: An act to amend the New York state urban development corporation act, in relation to the capital access program and to provide for a new Innovate NY fund; and making appropriations for the support of government

Chapter: 103

Bill Number: A8452

Sponsor: Schimminger

Effective Date of Law: June 28, 2011

Summary of the Bill: This bill amends New York State’s Capital Access Program and establishes the Innovate NY Fund in order to make resources available to support emerging business ideas and products that result in the growth of business within New York State. These provisions help ensure that New York State remains “Open for Business,” by creating a climate within which innovation, creativity and growth can flourish. The bill provides a system within which public-private partnerships could be fostered in a manner that capitalizes on the business and

university infrastructure that anchors economic development in New York. This strategy will encourage economic growth in New York State.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/A8452-2011>

Bill Title: An act to amend the public authorities law, in relation to expanding the Ogdensburg foreign trade zone

Chapter: 364

Bill Number: S5225

Sponsor: Ritchie

Effective Date of Law: August 3, 2011

Summary of the Bill: This bill amends chapter 759 of the laws of 1971 to include all of St. Lawrence County within the Service Area of Foreign Trade Zone (FTZ) No. 118. By expanding the foreign trade zone, we are promoting St. Lawrence county business competitiveness by encouraging more companies to relocate their US plants. This levels the playing field and offsets customs advantages available to overseas products competing with the state's domestic industries.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/S5225-2011>

Bill Title: An act to amend the alcoholic beverage control law, in relation to notification requirements for applicants for licenses and licensees; and to repeal certain provision of such law relating to local notification requirements for licensed premises

Chapter: 560

Bill Number: A6732

Sponsor: Bing

Effective Date of Law: September 23, 2011

Summary of the Bill: This bill amends the provisions of the Alcoholic Beverage Control Law with respect to municipal notification requirements for licensees seeking to renew most on-premises retail licensees or to make alterations to their licensed premises outside the City of

New York, as well as impose a notification requirements with respect to certain corporate changes in the City of New York. The amendment removes the notification requirements for on-premises locations outside the City of New York; requires on-premise licensees located in the City of New York to notify the appropriate community board of their intent to obtain the Authority's approval of substantial corporate changes; consolidates the remaining municipal notification requirements into one section for the Alcoholic Beverage Control Law and moves that section so that it can be found with other related sections of the law. In addition, this bill abolishes a distinction in the fee paid by licensees for corporate change applications.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/A6732-2011>

Bill Title: An act to amend the civil practice law and rules, in relation to establishing the uniform mediation act

Chapter: 467

Bill Number: A7156A

Sponsor: Magnarelli

Effective Date of Law: August 17, 2011

Summary of the Bill: This bill amends the New York state urban development corporation act, by adding new paragraphs to provide funds to biosciences research institutions and organizations on a competitive basis to develop curriculum and administer bioscience specific training programs for current and prospective industry employees. The bill also provides assistance to businesses that conduct basic, applied or translational research that leads to the development of products that improve human health or agriculture and that require approval by the federal 'food and drug administration based on compliance with federal Good Manufacturing Practice Regulations.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/A7156A-2011>

Bill Title: An act to amend the alcoholic beverage control law, in relation to wineries, farm wineries, special wineries, special farm wineries and microwineries; and to repeal certain provisions of such law relating thereto

Chapter: 221

Bill Number: A7828A

Sponsor: Schimminger

Effective Date of Law: October 20, 2011

Summary of the Bill: This bill amends Alcoholic Beverage Control Law (ABCL) to streamline and improve the licensing and regulation of wineries and farm wineries in New York State. The amendments of the ABCL governing wineries and farm wineries will facilitate the growth of this important agricultural sector. They will promote the New York wine industry while maintaining appropriate protections relating to the sale of alcoholic beverages. In so doing, this bill will help to promote the economic growth that is so important to the State's future.

Link to Bill:

<http://open.nysenate.gov/legislation/bill/A7828A-2011>