



# 2020 ANNUAL REPORT

## **NEW YORK STATE SENATE STANDING COMMITTEE ON COMMERCE, ECONOMIC DEVELOPMENT AND SMALL BUSINESS**



**Senator Anna M. Kaplan**  
**Chair**



**ANNA M. KAPLAN**  
**NYS SENATOR, 7<sup>TH</sup> DISTRICT**

**CHAIR**  
COMMERCE, ECONOMIC DEVELOPMENT  
AND SMALL BUSINESS COMMITTEE

**COMMITTEES:**  
CHILDREN AND FAMILIES  
INTERNET AND TECHNOLOGY  
JUDICIARY  
MENTAL HEALTH AND  
DEVELOPMENTAL DISABILITIES  
TRANSPORTATION  
WOMEN'S ISSUES



**THE SENATE**  
**STATE OF NEW YORK**

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The Honorable Andrea Stewart-Cousins  
Temporary President and Majority Leader  
New York State Senate  
Albany, NY 12247

Dear Senator Stewart-Cousins:

I am pleased to transmit the Annual Report of the Senate's Standing Committee on Commerce, Economic Development and Small Business for the 2020 Legislative Session. As Chair, I am honored to lead such a critically important committee and am thankful for the opportunity to assist small business and support economic development in New York.

During the 2020 session, this committee met four times and reported sixteen bills. During this unique and difficult year, I was proud to host the first ever, virtual Joint Public Hearing during which this Committee received testimony on the issue of the Federal Response to the Economic Impact of the COVID-19 Pandemic on Small Business in New York State and Small Businesses. This Committee also continued to be active by co-hosting a roundtable discussion on the Impact of the Coronavirus on MWBEs, as well as co-hosting another Public Hearing on Access to Capital for Small Businesses during the COVID-19 Pandemic.

I thank my colleagues who served on the Committee for their efforts and support of the work that was done in the committee this year, and I thank you for the continued support from the Majority Conference in the committee's operations.

Sincerely,

A handwritten signature in blue ink that reads "Anna M. Kaplan".

Anna M. Kaplan  
Senator, 7<sup>th</sup> District

**2020 LEGISLATIVE SESSION REPORT**

**NEW YORK STATE SENATE  
STANDING COMMITTEE ON COMMERCE, ECONOMIC DEVELOPMENT AND SMALL  
BUSINESS**

**Senator Anna M. Kaplan, Chairperson**

Committee Members

Senator Jamaal T. Bailey Senator Simcha Felder Senator James F. Gaughran Senator Roxanne J. Persaud Senator James Sanders, Jr.	Senator Pamela A. Helming Senator George M. Borrello Senator Philip M. Boyle
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Committee Staff

Rebecca A. Sheehan, Counsel  
Joseph E. Erdman, Committee Director and Clerk

## **COMMITTEE JURISDICTION AND OVERVIEW**

The New York State Senate Standing Committee on Commerce, Economic Development, and Small Business has legislative oversight responsibilities for issues concerning small and large businesses arising under the Economic Development Law and the State Administrative Procedures Act. The Committee also handles issues arising under specific provisions of five other laws: Alcoholic Beverage Control Law provisions relating to beer and cider as well as liquor licensing and fees; Banking Law provisions concerning the New York business development corporation and small business investment companies; an Executive Law provision providing for the Office of Business Permits; Public Authorities Law provision pertaining to NY Job Development Authority, Long Island Job Development Authority, and Public Health Law's NYS Small Business Health Insurance Partnership Program.

During the 2020 Legislative Session, sixty-one bills were referred to the Committee for its review. Of these bills, sixteen were reported from the Committee, twelve were passed by the Senate, and four passed in both houses, with 1 bill chaptered to date. This work was conducted through a series of four committee meetings. A list of all bills that were reported from the committee is provided at the end of this report.

In addition to its regular meetings, the Committee held three hearings and/or roundtable meetings. Topics of these hearings and/or roundtables included the first ever, virtual Joint Public Hearing during which this Committee received testimony on the issue of the Federal Response to the Economic Impact of the COVID-19 Pandemic on Small Business in New York State and Small Businesses. This Committee also continued to be active by co-hosting a roundtable discussion on the Impact of the Coronavirus on MWBEs, as well as co-hosting another Public Hearing on Access to Capital for Small Businesses during the COVID-19 Pandemic.

## COMMITTEE HIGHLIGHTS

The following key bills were acted on by the committee in 2020:

- **S783-A** BRESLIN, KAPLAN, METZGER- Establishes the transitional green development program; provides for a two-year grant to be funded through the empire state development corporation not to exceed \$150,000.
- **S1265** GIANARIS, ADDABBO, JACOBS- Authorizes the use of innovative techniques to enhance public participation in the rulemaking process; provides that use of such techniques shall in no way otherwise diminish public participation in the rulemaking process; establishes a three year pilot project for seven major regulatory agencies to hold public hearings upon petition of 125 or more New York residents.
- **S2184** BAILEY, ADDABBO, COMRIE, HOYLMAN, METZGER, MONTGOMERY, PARKER, PERSAUD, RAMOS, SANDERS, SAVINO- Relates to the establishment of a state university-based center for employee ownership.
- **S2412-B** KAPLAN, SANDERS- Relates to authorizing small business tax-deferred savings accounts.
- **S2839-A** KAPLAN, GALLIVAN- Relates to improving evaluations of the potential impact of rules on jobs and employment opportunities.
- **S4429** PARKER, KAPLAN, KENNEDY- Requires the commissioner of economic development to publicize certain information related to programs for small business enterprises and minority and women-owned business enterprises.
- **S5239A** KAPLAN, BOYLE- Authorizes the empire state development corporation to develop a public awareness campaign promoting businesses located in New York state; requires the creation of the Buy New York Online Networking Directory to connect purchasers with businesses located in New York.
- **S6800-A** METZGER, BIAGGI, KAPLAN- Requires the division for small-business to publish a small business compliance guide and post such guide to the division for small-business's website.
- **S7123** PERSAUD, ADDABBO, CARLUCCI, KAPLAN- Establishes the small business crime prevention services program to provide small businesses with information on strategies, best practices and programs offering training and assistance in prevention of crimes in and around the premises of small businesses or otherwise affecting small businesses, including but not limited to:

assault, arson and other violent felony offenses; robbery, burglary, theft, identity theft counterfeiting, check and credit card fraud and other fraud; and vandalism, graffiti and other property damage; further provides that information on eligibility and applications for financial assistance be made available to small businesses; authorizes the New York state urban development corporation to provide loans, loan guarantees, interest subsidies and grants to small businesses, municipalities, not-for-profit corporations or other organizations for the purpose of preventing crimes against small businesses or on the premises or in the vicinity of small businesses; makes related provisions.

- **S7357** KAPLAN, AKSHAR, METZGER- Provides that the departments of agriculture and markets, environmental conservation, labor, transportation and taxation and finance shall designate an existing employee to serve as its liaison to small businesses regulated by such department; further provides the duties of such small business liaison.

## TWO HOUSE BILLS

In 2020, four of the sixty-one bills referred to the Standing Committee on Commerce, Economic Development, and Small Business passed both houses of the Legislature. Of these bills, the Governor has signed none and vetoed none.

<b>Bill</b>	<b>Sponsor</b>	<b>Summary</b>	<b>Action</b>
S. 2839A	Kaplan	Relates to improving evaluations of the potential impact of rules on jobs and employment opportunities	On the Governor's Desk
S. 4429	Parker	Requires the commissioner of economic development to publicize certain information related to programs for small business enterprises and minority and women-owned business enterprises	On the Governor's Desk
S. 4661	Kaminsky	Requires certain licenses to brew or sell beer to include the certificate of authority number	On the Governor's Desk
S. 6800A	Metzger	Requires the division for small-business to publish a small business compliance guide and post such guide to the division for small-business's website	On the Governor's Desk



## SUMMARY OF COMMITTEE ACTIVITY

Bill	Sponsor	Summary	Significant Action
S783A	Breslin	Establishes the transitional green development program; provides for a two-year grant to be funded through the empire state development corporation not to exceed \$150,000.	Reported from Committee
S.1265	Gianaris	Authorizes the use of innovative techniques to enhance public participation in the rulemaking process; provides that use of such techniques shall in no way otherwise diminish public participation in the rulemaking process; establishes a three year pilot project for seven major regulatory agencies to hold public hearings upon petition of 125 or more New York residents.	Passed Senate Only
S2184	Bailey	Relates to the establishment of a state university-based center for employee ownership.	Reported from Committee
S2412B	Kaplan	Relates to authorizing small business tax-deferred savings accounts.	Reported from Committee
S2827	May	Relates to direct interstate and intrastate cider shipments; establishes requirements regarding age verification and shipping limits.	Passed Senate Only
S2839A	Kaplan	Relates to improving evaluations of the potential impact of rules on jobs and employment opportunities.	On the Governor's Desk
S2899	Kaplan	Provides that rules that require changes to compliance or billing standards that could result in eventual withholdings or takebacks due to Medicaid auditing and/or self-disclosure obligations shall become effective no sooner than ninety days from the publication of adoption of the rules.	Passed Senate Only
S4429	Parker	Requires the commissioner of	On the Governor's

		economic development to publicize certain information related to programs for small business enterprises and minority and women-owned business enterprises.	Desk
S4661	Kaminsky	Requires certain licenses to brew or sell beer to include the certificate of authority number.	On the Governor's Desk
S.5239A	Kaplan	Authorizes the empire state development corporation to develop a public awareness campaign promoting businesses located in New York state; requires the creation of the Buy New York Online Networking Directory to connect purchasers with businesses located in New York.	Reported from Committee
S6383A	Benjamin	Exempts certain property in the borough of Manhattan from the prohibition of alcohol sales for on-premises consumption within a certain distance from a church.	Passed Senate Only
S6800A	Metzger	Requires the division for small-business to publish a small business compliance guide and post such guide to the division for small-business's website.	On the Governor's Desk
S7123	Persaud	Establishes the small business crime prevention services program to provide small businesses with information on strategies, best practices and programs offering training and assistance in prevention of crimes in and around the premises of small businesses or otherwise affecting small businesses, including but not limited to: assault, arson and other violent felony offenses; robbery, burglary, theft, identity theft counterfeiting, check and credit card fraud and other fraud; and vandalism, graffiti and other property damage; further provides that information on eligibility and applications for financial assistance be made available to small businesses; authorizes the New York	Passed Senate Only

		state urban development corporation to provide loans, loan guarantees, interest subsidies and grants to small businesses, municipalities, not-for-profit corporations or other organizations for the purpose of preventing crimes against small businesses or on the premises or in the vicinity of small businesses; makes related provisions.	
S7357	Kaplan	Provides that the departments of agriculture and markets, environmental conservation, labor, transportation and taxation and finance shall designate an existing employee to serve as its liaison to small businesses regulated by such department; further provides the duties of such small business liaison.	Passed Senate Only
S8225	Montgomery	Relates to a license to sell liquor at retail for consumption on certain premises.	Chapter 247 of the Laws of 2020
S8484	Metzger	Relates to a license to sell liquor at retail for consumption on certain premises.	Passed Senate Only



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