



COMMITTEE ON  
Economic Development,  
Job Creation, Commerce and Industry

2019 ANNUAL REPORT

NEW YORK STATE ASSEMBLY



CARL E. HEASTIE, *Speaker*

ROBIN L. SCHIMMINGER, *Chairperson*



ROBIN SCHIMMINGER  
140th District

THE ASSEMBLY  
STATE OF NEW YORK  
ALBANY

CHAIRMAN  
Committee on Economic Development,  
Job Creation, Commerce and Industry

COMMITTEES  
Codes  
Health  
Ways & Means

December 15, 2019

Honorable Carl Heastie  
Speaker of the New York State Assembly  
Legislative Office Building  
Room 932  
Albany, NY 12248

Dear Speaker Heastie:

I am pleased to submit the 2019 Annual Report of the Assembly Standing Committee on Economic Development, Job Creation, Commerce and Industry.

During the 2019 Legislative Session and SFY 2019-20 budget cycle, the Committee considered significant budget proposals and legislation impacting State and local economic development, the licensure and compliance of certain businesses, and regulation of the alcoholic beverage industry. The Committee continued to work on economic development initiatives that will assist businesses in New York. Those initiatives include legislation to promote New York State businesses through the development of a statewide public awareness campaign, evaluate access to childcare in economically distressed areas and expand eligibility criteria for the Beginning Farmer's NY Fund. In addition, through the enacted Fiscal Year 2019-20 Budget, several funding measures were approved that support research and development programs across the State and at our colleges and universities.

The Committee continued its work on modernizing the Alcoholic Beverage Control Law and supporting measures that allow the market to function in a balanced manner for consumers and businesses. Measures included legislation to provide for increased safeguards and community notification in relation to applicants for retail licenses for on and off premises consumption and streamline the process for New York State Fair concessionaire licensees to obtain a temporary permit from the State Liquor Authority for the sale of alcoholic beverages at the State Fair.

On behalf of the members of the Committee, I wish to thank you for supporting our efforts to encourage economic development and job creation across New York State. With your continued leadership we look forward to a productive session in the year to come.

Sincerely,

Robin Schimminger  
Member of Assembly  
Chair, Assembly Standing Committee on Economic  
Development, Job Creation, Commerce and Industry

## **2019 Annual Report**

New York State Assembly  
Committee on Economic Development, Job Creation,  
Commerce and Industry

Robin Schimminger, Chairman

### **Committee Members**

#### **Majority**

David F. Gantt  
Kevin Cahill  
William Magnarelli  
Donna Lupardo  
Harry Bronson  
Al Stirpe  
Maritza Davila  
Rodneyse Bichotte  
Kimberly Jean-Pierre  
Charles Barron  
Alicia Hyndman  
Billy Jones  
Clyde Vanel  
Steve Stern  
Marianne Buttenchon  
Catalina Cruz  
Taylor Darling  
Judy Griffin

#### **Minority**

Christopher Friend, Ranking Member  
Clifford Crouch  
Joseph Giglio  
Kieran Lalor  
Daniel Stec  
Angelo Morinello  
Robert Smullen

#### **Staff**

Giovanni Warren, Assistant Secretary for Program and Policy  
Patrick Totaro, Committee Counsel  
Debra Jenkins, Legislative Analyst  
Kenneth Berlinski, Chief of Staff  
Vanessa Komarnicki, Legislative Director  
Patrice Mago, Committee Clerk

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## **I. INTRODUCTION: COMMITTEE JURISDICTION**

The Assembly Standing Committee on Economic Development, Job Creation, Commerce and Industry is responsible for legislation that affects economic development and business regulation throughout the State. The Committee is also responsible for oversight of the State's various economic development agencies, authorities and programs that notably impact the State's overall economy. Additionally, the Committee is responsible for oversight of the controlled sale of alcoholic beverages and the licensing, registration and regulation of a broad spectrum of industries associated with the production, distribution and sale of alcoholic beverages. The Committee is also responsible for the regulation of certain industries that are subject to the General Business Law.

The Committee interacts with many State agencies, economic development organizations and other groups and associations on these important issues. The State agencies include the Department of Economic Development, the Urban Development Corporation, the Job Development Authority, the Department of State, the State Liquor Authority, the Department of Labor and the Department of Law. At the local level, the Committee works with a number of organizations, including not-for-profit local development corporations, economic development agencies, various not-for-profit foundations, colleges and universities, chambers of commerce and Small Business Development Centers.

The Committee currently has two Subcommittees that are tasked with providing more in-depth analysis on specific subject areas, which helps the committee to better understand and respond to related legislation and policy proposals. They are: The Subcommittee on Internet and New Technology, which focuses on new and emerging technology and the potential effects on the economy, and the Subcommittee on Export Trade, which provides insight to New York's international and domestic export experiences and how to bolster future expansion of New York State business exports.

## **II. FY 2019-2020 ECONOMIC DEVELOPMENT BUDGET INITIATIVES**

The Committee has long advocated for policies that support and promote economic development and job creation within the State. The New York State Budget provides funding for economic development programs through allocations to the Department of Economic Development and the Urban Development Corporation (doing business as Empire State Development). Funding through these programs is typically provided in the form of loans, grants, tax credits and other financial assistance to local governments, businesses and not-for-profit corporations in order to develop stable and growing local economies. The Committee supported key initiatives to boost New York's economy, create jobs and facilitate opportunities for small businesses and entrepreneurs.

The enacted State Budget provided an All Funds appropriation of \$93.01 million, an increase of \$4.6 million over the Executive proposal, for the Department of Economic Development. Further, the budget provided an All Funds appropriation of \$934.58 million, an increase of \$24.67 million over the Executive proposal, for the Urban Development Corporation. The following are highlights of some of the programs that are funded to promote economic development and businesses in New York State via the State Fiscal Year 2019-2020 Budget:

- **University-Based Programs**
  - \$14.41 million for the 15 existing Centers for Advanced Technology (CATs), which collaborate with New York companies on the development of new technologies and products and create new businesses and high-quality jobs throughout the State; and
  - \$11 million for the 11 existing Centers of Excellence, with a legislative restoration of \$1 million to enable each Center to receive \$1 million each for their base operating funds. The Centers are collaborative public-private partnerships that commercialize scientific discoveries in fields such as nanoelectronics, bioinformatics, photonics, environmental systems, wireless applications and information technology.
- The following additional appropriations were approved, in addition to the base funds:
  - \$125,000 for the creation of the Clarkson – SUNY ESF Center of Excellence in Healthy Water Solutions;
  - \$925,000 for the Center of Excellence in Precision Responses to Bioterrorism and Disaster at New York Medical College; and
  - \$250,000 was allocated for the SUNY Albany Center of Excellence in the Data Science in Atmospheric and Environmental Predictions and Innovation;

### **Business Assistance**

- \$13.470 million for the Manufacturing Extension Partnership Program;
- \$6 million for the High Technology Matching Grants Program;
- \$921,000 for the Industrial Technology Extension Service Program;
- \$5 million for the New York State Innovation Hot Spots/New York State Incubators;
- \$1.99 million for the Regional Technology Development Organizations;

- \$1.645 million for the Community Development Financial Institutions (CDFI) Program;
  - \$1.76 million for the Entrepreneurial Assistance Program (EAP);
  - \$1 million for the Minority- and Women-Owned Business Development and Lending Program and to recapitalize the Minority- and Women-Owned Business Investment Fund; and
  - \$3 million for SUNY Polytechnic Institute College of Nanoscale Science and Engineering and Rensselaer Polytechnic Institute focus centers.
- **Economic Development**
    - \$220 million for the New York Works Economic Development Fund;
    - \$26.18 million for the Empire State Economic Development Fund;
    - \$325 million for the High Technology Innovation and Economic Development Infrastructure Program;
    - \$5 million for the Clarkson-Trudeau Partnership;
    - \$15 million for the Market New York Program;
    - \$44.5 million for economic development initiatives of the State for promoting tourism and expanding business investment and job creation and retention; and
    - \$20 million for program administration in executing a count of New Yorkers for the 2020 Federal Census.
- **Commerce, Regional Economic Development, Trade and Tourism**
    - \$4.41 million for the Local Tourism Promotion Matching Grants Program;
    - \$150 million for the Regional Economic Development Councils (REDCs);
    - \$3.97 million for promotion of NYS agritourism and food and beverage products;
    - \$670,000 for Stony Brook Medicine's National Cancer Institute;
    - \$100,000 for tourism initiatives in the Town of East Hampton;
    - \$550,000 for the Bronx Overall Economic Development Corporation;
    - \$500,000 for the Brooklyn Alliance, Inc.;
    - \$500,000 for the Queens Chamber of Commerce;
    - \$200,000 for the North Country Chamber of Commerce
    - \$150,000 for Canisius College;
    - \$150,000 for the Buffalo Niagara Partnership;
    - \$100,000 for CenterState CEO;
    - \$50,000 for the Buffalo Niagara International Trade Gateway Organization;
    - \$50,000 for World Trade Center Buffalo Niagara;
    - \$50,000 for Invest Buffalo Niagara, Inc.;
    - \$300,000 for the Brooklyn Chamber of Commerce;
    - \$100,000 for Canisius College for NCAA Hockey;
    - \$100,000 for the Harlem Park to Park Initiative;
    - \$100,000 for the Brooklyn Neighborhood Improvement Association;
    - \$100,000 for the New York Women's Chamber of Commerce;
    - \$100,000 for the Queens Economic Development Council;
    - \$20,000 for the Women's Enterprise Development Center, Inc.;

- \$25,000 for the Bronx Cooperative Development Initiative;
- \$100,000 for Adirondack North Country, Inc.;
- \$140,000 for Kingsbridge Riverdale Van Cortland Development Corp.;
- \$50,000 for The Joint Bellerose Business District Development Corporation; and
- \$50,000 for Bayside Business Association.

- **Article VII**

The enacted 2019-2020 State Fiscal Year Budget includes the following Article VII provisions related to the Department of Economic Development and Empire State Development:

- An extension of the Urban Development Corporation's authority to administer the Economic Development Fund from July 1, 2019, to July 1, 2020; and
- An extension of the Urban Development Corporation's general loan powers from July 1, 2019, to July 1, 2020.

### **New York State Liquor Authority**

- The enacted 2019-2020 State Fiscal Year Budget provided the State Liquor Authority (SLA), the entity charged with enforcing the provisions of the Alcoholic Beverage Control Law in New York State, with \$13.31million in the State Operations budget. The SLA receives no allocations through the Capital or Aid to Localities budgets.

### III. IMPROVING NEW YORK'S ECONOMY AND CREATING JOBS

The Committee plays an important role in facilitating economic development policy in the State. The State's role should be to partner with local governments and the private sector to grow regional economies, and to focus its incentives to support clusters such as emerging high-technology industries in New York. The Committee supports legislation that focuses economic development efforts toward assisting companies that retain and create jobs and contribute to the economic stability and revitalization of communities across New York. Companies that seek and receive State financial assistance should commit to retain or create jobs in their communities. Where appropriate, the State should seek to leverage resources and provide assistance to emerging industries, thereby supporting the growth of specialized clusters in growing fields of employment.

The Governor's 10 Regional Economic Development Councils (REDCs) initially developed and implemented comprehensive Strategic Plans for their respective regions in 2019 and have annually presented updated plans. These plans have played an important role in determining how millions of dollars in existing economic aid were have been awarded through the State's Consolidated Funding Application (CFA). The REDCs were allocated another round of funding in the SFY 2019-2020 Budget, which consisted of up to \$150 million to be awarded through a competitive process in each region. An additional \$100 million was allocated for a third round of the Downtown Revitalization Initiative that will provide an additional 10 downtown neighborhoods across the State with a \$10 million award via a competitive process.

The Committee further focused its efforts this year on initiatives that support emerging industries and promote development of key agricultural, technological and business enterprises. The following is a list of significant legislation advanced by the Committee in 2019:

- **Science, Technology, Engineering and Math (STEM) Grants (A.760, L. Rosenthal, Reported and Referred to the Committee on Ways and Means)**

This bill would authorize the New York State Urban Development Corporation to provide grants to eligible educational institutions for the creation or enhancement of STEM programs. The bill would require STEM programs to encourage women and minorities to participate in related fields.

- **Evaluation of Economic Development Programs in Minority Communities (A.6526, Cook, Reported and Referred to the Committee on Ways and Means)**

This bill would require an evaluation study to be performed on programs overseen by the Urban Development Corporation (UDC) and any other programs funded with State funds that provide technical assistance services to communities with predominantly minority populations. Further, this bill would require the UDC to partner with not-for-profit organizations to provide technical assistance if any gaps in coverage are found in minority communities.

- **Public Awareness Campaign Promoting New York State Businesses (A.7312-A, Schimminger, Assembly 3rd Reading Calendar)**

This bill would require Empire State Development (ESD) to establish and implement a public awareness campaign designed to promote New York State businesses and their goods and services. ESD would also have to create and maintain an internet website directory of exclusively New York businesses that includes detailed information on products and services which they provide and which other businesses in or outside of New York State could seek out.

- **Promoting Distributed Ledger Technology (A.1398-A, Vanel, Reported and Referred to Committee on Ways and Means)**

This bill would add "distributed ledger technology" to the definitions of businesses engaged in "financial services data centers or financial services customer back office operations" and "software development" within the Excelsior Jobs Program. This bill would also require, during the application and approval process, that the commissioner of the Department of Economic Development strive for broad regional geographic representation within the program. The Commissioner would also be directed to promote diverse ownership and workforces of participating businesses through outreach to businesses owned by people with disabilities, minority- and women-owned businesses, and veteran-owned businesses.

- **Evaluating Access to Childcare in Economically Distressed Areas (A.2315-A, Solages, Vetoed, Veto Message # 225)**

This bill would require the Urban Development Corporation (UDC) to select five economically distressed areas to evaluate child care programs intended to serve low-income working families. The study would be completed in collaboration with the Office of Children and Family Services, the Office of Temporary Disability Assistance and, if practicable, local social services districts. Utilizing information gathered, the UDC would identify and develop strategies for the expansion and creation of child care programs through its various programs. UDC would also determine ways to incentivize businesses to create and expand the availability of child care programs, as well as determine a strategy to include child care as a component in existing and future economic development programs.

- **Planning for a Comprehensive Statewide System of Non-Motorized Multi-Use Trails (A.5035-B, Fahy, Chapter 516, Laws of 2019)**

This law will require the NYS Office of Parks, Recreation and Historic Preservation (OPRHP) to develop a comprehensive statewide system of non-motorized multi-use trails consisting of a network of non-motorized primary corridors linked to and enhanced by regional and local non-motorized multi-use trails.

- **Expanding the Borrowing Cap for Excelsior Linked Deposit Program Participants (A.7688, Schimminger, Reported and Referred to the Committee on Ways and Means)**

This bill would increase the lifetime cap on the total amount of money a company may borrow in the program from \$2 million to \$5 million and remove the current \$2 million limit on the maximum loan amount a company may receive under the Excelsior Linked Deposit Program.

- **Expanding Eligibility Criteria for Beginning Farmer's NY Fund (A.8007, Lupardo, Vetoed, Veto Message # 226)**

This bill would change the eligibility requirements for the Beginning Farmers NY Fund to include a consideration of the farm's income and investment if the farm's annual income is less than \$10,000. This bill would also add a provision allowing leased land and semi-permanent structures to be considered for grants. Finally, this bill would establish that grants can be awarded for less than \$15,000.

#### **IV. REFORMING THE ALCOHOLIC BEVERAGE INDUSTRY**

The Committee's primary responsibility in the area of the Alcoholic Beverage Control (ABC) Law is to ensure the safe and lawful manufacturing, distribution and sale of alcoholic beverages in the State. In addition, the Committee has recognized the changing market for alcohol products in relation to agri-business and tourism. New York State has committed to utilizing New York's farm products to produce alcoholic beverages and encourage the expansion of local craft beverage markets. In addition, the Committee continued its efforts aimed at modernizing the law and specifically sought to reduce outdated and unnecessary restrictions in the ABC Law. This session, the Committee approved legislation in furtherance of this goal and remains committed to working with the industry to achieve sustainable growth.

The Committee will continue its review of the ABC Law to ensure the law is supporting a market that functions best, and in a balanced manner, for consumers and businesses. The Committee will support legislation that ensures communities have adequate information and notice as they make decisions in regard to the future of alcoholic beverage manufacturing businesses and retail establishments located in their neighborhoods.

- **Safeguarding Community Interests Associated With On-Premise Licenses (A.1441, Gottfried, Assembly 3rd Reading Calendar)**

This bill would authorize the New York State Liquor Authority (SLA) to include as part of an on-premise license, terms and conditions consistent with the applicable law and public convenience. The bill would also allow the SLA to enforce the terms and conditions as an extension of a license.

- **Expanding the Production Limits for Restaurant Brewers (A.1971, Zebrowski, Chapter 655, Laws of 2019, Approval Memo #46)**

This law will authorize a restaurant brewer licensee to be able to sell wine and beer at retail for on premise consumption and allow the sale of beer brewed on the premises to other retail licensees provided that it is sold through a New York State licensed beer wholesaler. Further, this law will also allow the licensee to increase the number of barrels of beer allowed to be sold from 250 per year to 2,000 per year.

- **Assisting Businesses with the State Liquor Authority's Licensing Process (A.2221, Schimminger, Chapter 190, Laws of 2019)**

This law extends, for an additional year, the current provisions authorizing the State Liquor Authority to issue temporary retail permits to applicants while the license application is pending. The current law provides this authorization to applicants for premises outside of New York City until October 12, 2019.

- **Providing a Local Exemption to the Alcoholic Beverage Control Law (A.2698-A, Lentol, Vetoed, Veto Message #206)**

This bill would grant an exemption allowing the State Liquor Authority (SLA) to issue a license to three parcels in Brooklyn, designated in this bill, which are owned and operated by a not-for-profit so that they can serve beer, wine and cider during the showing of a movie or film. The SLA would only be authorized to issue a license to this specific institution with the following stipulations: only if the license application receives community board approval; if alcoholic beverages are served, then all ticket holders must be 21 years or older to enter the screening room; and, all proceeds would be used to fund community-based programs offered by the Brooklyn Music Academy.

- **Providing Community Notification (A.3326-A, Cymbrowitz, Assembly 3rd Reading Calendar)**

This bill would require applicants seeking to renew their existing license or planning to obtain a new license for retail for off-premise consumption, as required under §63 of the Alcohol Beverage Control Law (ABCL), to notify municipalities and community boards of their intent to file for such license or renewal. Currently, all other retail licenses for on- or off-premise consumption are required to file this notice of intent to municipalities and community board. This bill would make liquor stores follow the same notification procedures as all other retail licensees.

- **Providing License Parity to Farm Meaderies (A.3635, Schimminger, Chapter 198, Laws of 2019)**

This law makes conforming changes to the Alcoholic Beverage Control Law necessary to ensure that farm meaderies and mead/braggot products would be treated similarly to other farm-based alcohol products in relation to taxes and obtaining a combined craft manufacturers license.

- **Requiring the State Liquor Authority to Provide License Condition Information (A.4315, Glick, Chapter 340, Laws of 2019)**

This law will require the New York State Liquor Authority to make available on its website information pertaining to any conditions it imposes on an establishment through its license.

- **Providing Community Notification (A.4520, Glick, Chapter 724, Laws of 2019, Approval Memo #71)**

This law will require an applicant filing for a license to sell liquor at retail or filing for a renewal to post notice within ten days. The notice shall be posted in a conspicuous place at the entrance of the establishment and be printed or highlighted in a pink ink of neon, luminous or fluorescent variety. The law will require the notice to specify the application

date, type of license, the identification number, and how to contact the State Liquor Authority to give a response to the application.

- **Authorizing Additional Alcoholic Beverage Choices at Charity Games of Chance (A.5059-A, Barrett, Chapter 188, Laws of 2019)**

This law will allow the sale of cider, mead, braggot and wine, in addition to beer, which can be offered for sale when games of chance are conducted by charitable organizations such as fraternal orders, veteran's organizations and volunteer fire departments.

- **Providing a Local Exemption to the Alcoholic Beverage Control Law (A.6504-A, Jaffee, Chapter 549, Laws of 2019)**

This law will add a parcel of land in the Village of Suffern, in the Town of Ramapo, in the County of Rockland to the list of premises which are exempt from the provisions of law which generally restrict manufacturers, wholesalers and retailers from sharing an interest in a liquor license. Further, this amendment would authorize the State Liquor Authority to issue a for this premise, if the applicant meets all the necessary criteria.

- **Streamlining the Temporary Retail Permit Process for Concessionaires at the New York State Fair (A.6916-B, Magnarelli, Chapter 174, Laws of 2019)**

This law will streamline the process for New York State Fair concessionaire licensees to obtain a temporary permit from the State Liquor Authority for the sale of alcoholic beverages by holders of a concessionaire license issued by the Department of Agriculture and Markets, Division of New York State Fair. Permits will only be valid for the duration of the New York State Fair and expand the alcoholic beverage choice from beer and wine to all alcoholic beverages.

- **Providing a Local Exemption to the Alcoholic Beverage Control Law (A.7131, Peoples-Stokes, Chapter 280, Laws of 2019)**

This law will authorize the State Liquor Authority to issue of an on premise liquor license to a business located in the City of Buffalo, in Erie County that is within 200 feet of a religious institution.

- **Establishing Consistent Standards for On-Premises Liquor Licenses (A.7462, Epstein, Passed the Assembly)**

This bill would establish a consistent standard with respect to the factors that may be considered by the State Liquor Authority (SLA) when determining whether public convenience, advantage, and interest will be promoted by the grant of a specific on-premises liquor license to a particular applicant. Further, this bill would also require that before issuing a license within 500 feet of three or more existing licensed establishments,

the SLA consider any formal communication received from the municipality or community board.

- **Providing a Local Exemption to the Alcoholic Beverage Control Law (A.7548-A, McDonald, Chapter 429, Laws of 2019)**

This law will make technical amendments to Chapter 453 of the Laws of 2018, which amends the Alcoholic Beverage Control Law in relation to the restricting relationships between manufacturers, wholesalers and retailers. Specifically, this law will make technical amendments to an existing tied-house exemption to an adjacent historic property in the City of Troy, in Rensselaer County to allow for its further redevelopment as well as allow for expanding the kitchen renovations at an existing parcel.

- **Providing a Local Exemption to the Alcoholic Beverage Control Law (A.7665, Lupardo, Chapter 430, Laws of 2019)**

This law will authorize the State Liquor Authority to issue an on premise liquor license to a business located in the City of Binghamton, in Broome County that is within 200 feet of a religious institution.

- **Authorizing Temporary Retail Permits for All Manufacturing Applicants (A.8025, Buttenschon, Passed Assembly)**

This bill would authorize the State Liquor Authority to issue temporary retail permits for all manufacturing applicants in New York State. Current Alcoholic Beverage Control Law (ABCL) only authorizes this privilege to applicants for wineries and farm wineries.

- **Clarifying Community Notification Deadlines (A.8026, Cruz, Chapter 222, Laws of 2019)**

This law will provide that notifications that are required to be filed with a municipality or community board be filed no earlier than 270 days prior to the filing of the application with the State Liquor Authority (SLA). Current law only requires that notifications be filed at least 30 days prior to filing applications, but provides no guidance as to how early they may be filed.

## V. PROTECTING CONSUMERS WHILE ASSISTING BUSINESSES

The Committee continues to advance legislation to regulate businesses, to protect consumers and to support the State's market economy. In evaluating legislation, the Committee seeks to balance the legitimate concerns of the business community with those of consumers.

- **Providing Domestic Violence and Sexual Assault Education for Certain Licensed Professionals**  
(A.57, L. Rosenthal, Chapter 715, Laws of 2019, Approval Memo #62)

This bill would require prospective appearance enhancement professionals to complete a one-hour training course as part of their existing curriculum requirements in domestic violence and sexual assault education and allows current professionals to voluntarily opt to take the course.

- **Licensing Pet Groomers**  
(A.225-A, Paulin, Assembly 3<sup>rd</sup> Reading Calendar)

This bill would require that commercial pet groomers obtain a license in order to groom pets and define pet grooming as a business where pet grooming is the facility's predominant source of sales. Such licenses would be issued after completing a training program as approved by the Secretary of State, in collaboration with the Department of Agriculture and Markets. The bill would also provide for proper recordkeeping, standard of care for pets, annual licensing fee, inspections, and violations.

- **Prohibiting Zone Pricing**  
(A.5187, Thiele, Passed Assembly)

This bill would clarify the definition of zone pricing and expand the prohibition on zone pricing to cover dealers of retail motor fuel. This bill would also authorize a wholesaler or dealer to bring an action in court to enjoin a violation of zone pricing.

- **Clarifying What Is Reasonable Detention By A Mercantile Establishment**  
(A.7459, Steck, Assembly 3<sup>rd</sup> Reading Calendar)

This bill would limit a mercantile establishment's ability to detain a person pursuant to Section 218 of the General Business Law to no more than one hour, except under extraordinary circumstances. In addition, this bill would prohibit mercantile establishments from conditioning release upon the signing of any documents. Finally, minors under the age of 18 would be immediately afforded the ability to contact a parent or legal guardian.

## VI. 2019 PUBLIC HEARINGS/ROUNDTABLES

- **Budget Oversight**

On November 25, 2019, the Assembly Standing Committees on Economic Development, Job Creation, Commerce and Industry and Small Business held a joint public hearing on the State Fiscal Year 2019-2020 budget and program initiatives. This hearing focused on State supported programs that leverage operating funds with other public and private funding sources to facilitate the transfer of technology advancements into viable long-term business strategies and development. The Department of Economic Development and Empire State Development administer programs such as Technology Development Organizations, Manufacturing Extension Partnership, Centers of Excellence, Centers for Advanced Technology, and Innovation Hot Spots/Certified Incubators, and others focused on research, development and technological advancement as well as stimulating business development and expansion across the State. The hearing also examined the statewide impact of such programs with respect to job creation and growth, attraction of new investment from public and private sources, the number of patents, the number of companies created and assisted, and other general economic impacts associated with the programs.

- **Roundtable on Exports**

To further the Assembly's understanding of the needs of businesses related to exporting, the Standing Committee on Economic Development, Job Creation, Commerce and Industry and the Subcommittee on Export Trade held several roundtable discussions to gather insight from businesses on their experiences with New York State's export trade policies and how to further spur exports both internationally and domestically. The roundtables were held on August 13, 2019, in Utica, and on October 22, 2019, in Western New York. The roundtable discussions brought stakeholders from industry, economic development organizations and regulatory agencies together to provide the Committees with a better understanding of the issues facing them, as well as provide for an understanding of the implications of future legislation and its effect on public policy.

## **VII. OUTLOOK FOR 2020**

The 2019 Legislative Session was productive and the Committee will continue its focus on advancing policies and programs aimed at attracting businesses to New York State and promoting the creation of jobs in the State across all sectors, with an emphasis on high-growth sectors, in the coming year. The Committee will continue to oversee economic development programs' administration and effectiveness, enhance transparency and accountability in the administration of such programs, increase the State's accessibility to the business community while easing onerous and outdated burdens, and promote and retain the State's unique resources and excellent talent pool in the form of colleges, universities and high-skilled graduates. Through consensus building and with industry input, the Committee will also continue its work to ease unnecessary, duplicative and outdated regulatory burdens and other obstacles facing the alcohol beverage industry and to foster the growth of agri-business and tourism in the State.

**APPENDIX A**

**2019 SUMMARY OF ACTION ON ALL BILLS REFERRED TO THE COMMITTEE ON  
ECONOMIC DEVELOPMENT, JOB CREATION, COMMERCE, AND INDUSTRY**

<b>Final Disposition of Bills</b>	<b>Assembly</b>	<b>Senate</b>	<b>Total</b>
<b>Bills Reported Favorable To:</b>			
To Floor	5		5
To Ways & Means	7		7
To Codes	15		15
To Rules	2		2
To Judiciary	0		0
<b>Total</b>	29		29
<b>Committee Action:</b>			
Bills Held For Consideration	0	0	0
Bills Defeated in Committee	0	0	0
Bills Having Enacting Clauses Stricken	1		1
<b>Total Bills in Committee</b>			
<b>Bills Having Committee Reference Changed:</b>			
To Codes	3		3
To Ways and Means	2		2
To Small Business	1		1
<b>Total</b>	6		6
<b>Total Number of Committee Meetings Held:</b>	4		

**APPENDIX B**

**COMMITTEE ON ECONOMIC DEVELOPMENT, JOB CREATION, COMMERCE  
AND INDUSTRY**

**2019 Bills Considered (Chapters/Vetoes are included in Appendix C)**

<b>Assembly Bill #</b>	<b>Senate Bill #</b>	<b>Last Assembly Action</b>	<b>Description</b>
A.225-A Paulin	S.408-A Lanza	3rd Reading Calendar	Provides for the licensing of pet groomers
A.760 L. Rosenthal	No Senate Sponsor	Ways and Means Committee	Provides science, technology, engineering and mathematics (STEM) grants for the encouragement of women and minorities to pursue careers in technology
A.1441 Gottfried	S.2913 Hoylman	3rd Reading Calendar	Provides that the State Liquor Authority may include certain terms and conditions as part of various licenses for on-premises consumption
A.1398-A Vanel	S.6037-A Savino	Ways and Means Committee	Relates to the development and creation of distributed ledger technology and business entities that develop such technology
A.3326-A Cymbrowitz	No Senate Sponsor	3rd Reading Calendar	Relates to providing community notification for a seven day license to sell at retail for consumption off premises
A.5187 Thiele	S.3496 LaValle	Passed Assembly	Relates to prohibiting zone pricing of gasoline
A.6526 Cook	S.4146 Parker	Ways and Means Committee	Authorizes the Urban Development Corporation to evaluate the geographical coverage of programs overseen by the Corporation
A.7312-A Schimminger	S.5239-A Kaplan	3rd Reading Calendar	Authorizes Empire State Development to develop a public awareness campaign promoting businesses located in New York State
A.7459 Steck	S.1769 Sepulveda	3rd Reading Calendar	Relates to mercantile establishments and the defense of lawful detention

<b>Assembly Bill #</b>	<b>Senate Bill #</b>	<b>Last Assembly Action</b>	<b>Description</b>
A.7462 Epstein	S.2360 Kavanagh	Passed Assembly	Relates to establishing consistent standards for on-premises liquor licenses
A.7688 Schimminger	S.6165 Sanders	Ways and Means Committee	Relates to increasing the total amount businesses may borrow through the Excelsior Link Deposit Program from \$2 million to \$5 million
A.8025 Buttenschon	No Senate Sponsor	Passed Assembly	Authorizes temporary retail permits for all manufacturing applicants

**APPENDIX C**

**COMMITTEE ON ECONOMIC DEVELOPMENT, JOB CREATION, COMMERCE  
AND INDUSTRY**

**2019 Chapters/Vetoes**

<b>Assembly Bill #</b>	<b>Senate Bill #</b>	<b>Chapter/Veto</b>	<b>Description</b>
A.57 L. Rosenthal	S.6307 Benjamin	Chapter 715, Laws of 2019	Requires domestic violence and sexual assault awareness education for persons engaged in the practice of nail specialty, waxing, natural hair styling, esthetics and cosmetology
A.1971 Zebrowski	S.5427 Kaplan	Chapter 655, Laws of 2019	Expands the production limits for restaurant brewers
A.2315-A Solages	A.5690 Sanders	Vetoed Message # 225	Requires an evaluation of access to childcare in economically distressed areas by Empire State Development
A.2221 Schimminger	S.4116 Kaplan	Chapter 190, Laws of 2019	Extends the effectiveness of provisions of existing law relating to temporary retail permits issued by the State Liquor Authority
A.2698-A Lentol	S.726-A Montgomery	Vetoed, Message # 206	Relates to authorizing the issuance of a license to certain motion picture theatres, under specific conditions
A.3635 Schimminger	S.1263 Metzger	Chapter 198, Laws of 2019	Relates to providing parity for farm meaderies and making technical changes.
A.4315 Glick	S.55 Hoylman	Chapter 340, Laws of 2019	Relates to requiring the State Liquor Authority to make information available to the public on any conditions it imposes on a licensed premises
A.4520 Glick	S.2359 Kavanagh	Chapter 724, Laws of 2019	Relates to community notification of license applicants under the Alcohol Beverage Control Law
A.5035-B Fahy	S.4416-B Kaplan	Chapter 516, Laws 2019	Relates to planning for comprehensive statewide system of non-motorized multi-use trails
A.5059-A Barrett	S.3281-A Kaplan	Chapter 188, Laws of 2019	Relates to authorizing additional alcoholic beverage choices at charity games of chance
A.6504-A	S.1245-A	Chapter 549,	Provides a local exemption to the

<b>Assembly Bill #</b>	<b>Senate Bill #</b>	<b>Chapter/Veto</b>	<b>Description</b>
Jaffee	Carlucci	Laws 2019	Alcoholic Beverage Control Law in relation to the restricting relationships between manufacturers, wholesalers and retailers
A.6916-B Magnarelli	S.4812-B May	Chapter 174, Laws of 2019	Streamlines the temporary retail permit process at the NYS Fair for approved concessionaires
A.7131 Peoples-Stokes	S.5095 Kennedy	Chapter 280, Laws 2019	Relates to an exemption for certain property from the prohibition of alcohol sales within 200 feet of a church in Erie County
A.7548-A McDonald	S.5639-A Breslin	Chapter 429, Laws 2019	Makes technical changes to an existing local exemption to the Alcoholic Beverage Control in relation to the restricting relationships between manufacturers, wholesalers and retailers
A.7665 Lupardo	S.5675 Akshar	Chapter 430, Laws 2019	Relates to an exemption for certain property from the prohibition of alcohol sales within a 200 feet of a church in Broome County
A.8007 Lupardo	S.5716 Metzger	Vetoed, Message 226	Relates to expanding criteria for the Beginning Farmer's NY Fund
A.8026 Cruz	S.6416 Sepulveda	Chapter 222, Laws of 2019	Provides clarification for community notification deadlines