

CAPA REGULATORY AGENDA FY 2024

DEPARTMENT OF SMALL BUSINESS SERVICES

Pursuant to section 1042 of the Charter, the New York City Department of Small Business Services (SBS) sets forth below its regulatory agenda for the City's fiscal year of 2024:

DIVISION OF LABOR SERVICES

SUBJECT: Amend rules related to the process by which the City monitors and enforces contractor compliance with equal employment opportunity requirements.

- A. Reason: Streamline capital project delivery by decreasing the number of times contractors must submit employment reports to the Division. This will be accomplished by accepting valid certifications issued within the last three years. Also, make changes to allow the Division more discretion in review of cases and to allow for electronic communications with contractors.
- B. Anticipated Contents: Amend chapter 10 of Title 66.
- C. Objectives: To reduce redundancy and administrative burdens.
- D. Legal Basis: Section 1301, 1305, and 1043 of the Charter
- E. Types of individuals and entities likely to be affected: Contractors whose City contracts fall within the requirements of chapter 10.
- F. Other relevant laws: New York City Charter.
- G. Approximate Schedule: Third quarter of FY23/first quarter of FY24.

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WORKFORCE DEVELOPMENT DIVISION

SUBJECT: Create a program to provide stipends to low-income individuals engaged in immersive training programs offered by the City.

- A. Reason: Provide financial assistance to low-income skills-based training participants.
- B. Anticipated Contents: Add a new chapter to Title 66.
- C. Objectives: Increase training completion and job placement rates for training participants.
- D. Types of individuals and entities likely to be affected: low-income individuals participating in skills-based training programs.
- E. Other relevant laws: None.
- F. Approximate Schedule: Second quarter of FY24.

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DIVISION OF BUSINESS SERVICES

SUBJECT: Create a Gowanus Business Grant Program to assist small businesses that will be displaced by re-zoning of the Gowanus Canal area of Brooklyn.

- A. Reason: Provide financial support for relocation costs to businesses located in the re-zoned area.
- B. Anticipated Contents: Add a new chapter to Title 66.

- C. Objectives: Prevent small business closures that could be caused by the re-zoning.
- D. Legal Basis: Section 1301 of the Charter.
- E. Types of individuals and entities likely to be affected: Businesses located in the affected area.
- F. Other relevant laws: None.
- G. Approximate Schedule: First quarter of FY24.

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DIVISION OF FINANCIAL MANAGEMENT AND ADMINISTRATION

SUBJECT: Rule to allow any person to petition SBS to consider adoption of any rule.

- A. Reason: Charter section 1043(g) requires city agencies to promulgate rules creating a procedure for any person to petition a city agency to consider adoption of a rule.
- B. Anticipated Contents: Add a new chapter to Title 66.
- C. Objectives: The rules would lay out the procedures that petitioners must follow in petitioning SBS to consider a new rule. These proposed rules would also set forth the procedures that SBS must follow in considering and responding to petitions.
- D. Legal Basis: Charter section 1043(g).
- E. Types of individuals and entities likely to be affected: Members of the public.
- F. Other relevant laws: None.
- G. Approximate Schedule: Second quarter of FY24.

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DIVISION OF ECONOMIC AND FINANCIAL OPPORTUNITY

SUBJECT: Amend Minority and Women-Owned Enterprise (M/WBE) rules as they related to certification of M/WBE firms certified by other government entities.

- A. Reason: Eliminate application requirement for M/WBE firms seeking certification that are already certified by other government entities.
- B. Anticipated Contents: Amend Section 11-27 of Title 66.
- C. Objectives: To modify the rules on certification of M/WBE firms that are already certified by other government entities in order to streamline their certification process.
- D. Legal Basis: Section 1301, 1304, and 1043 of the Charter
- E. Types of individuals and entities likely to be affected: M/WBE firms certified by other government entities and seeking certification with the City M/WBE program.
- F. Other relevant laws: New York State Executive Law.
- G. Approximate Schedule: Fourth quarter of FY24.

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DIVISION OF ECONOMIC AND FINANCIAL OPPORTUNITY

SUBJECT: Amend Minority and Women-Owned Enterprise (M/WBE) rules as they relate to certification of M/WBE firms held in trust.

- A. Reason: Establish factors for determining the eligibility of businesses with full or partial ownership held in one or more trusts for certification as minority-owned business enterprises or women-owned business enterprises.
- B. Anticipated Contents: Amend Section 11-22 of Title 66.
- C. Objectives: To clarify the circumstances under which the City can certify M/WBE firms in which ownership is intermediated by trusts.
- D. Legal Basis: Section 1301, 1304, and 1043 of the Charter
- E. Types of individuals and entities likely to be affected: M/WBE firms with full or partial ownership held in trusts.
- F. Other relevant laws: New York City Charter, New York City Administrative Law.
- G. Approximate Schedule: Fourth quarter of FY23.

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