



# This Week in New York

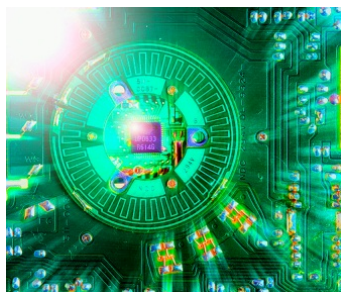
Covering New York State and City Government

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## In the News – New York State

### NY's Wins \$4.4 Billion Investment by Technology Group For Chip Technology



New York State has entered into agreements Intel, IBM, GLOBALFOUNDRIES, TSMC, and Samsung to provide for investments valued at \$4.4 billion over the next five years to create the next generation of computer chip technology, according to Governor Andrew Cuomo.

Under the agreements, nanotechnology research and development facilities will be located in Albany, Canandaigua, Utica, East Fishkill and Yorktown Heights. In addition, Intel separately agreed to establish its 450mm East Coast Headquarters to support the overall project management in Albany. The investment in these two efforts will result in the creation and retention of approximately 6,900 jobs. That number includes 2,500 additional high- technology positions comprising of:

- 800 at CNSE Albany NanoTech Complex.
- 950 at IBM - Yorktown Heights and IBM - East Fishkill.
- 450 at SUNY Institute of Technology (SUNYIT) in Utica.
- 300 at CNSE's Smart System Technology & Commercialization Center in Canandaigua.

#### What is Nanotechnology?

*Nanotechnology* is the engineering of functional systems at the molecular scale. It refers to the projected ability to construct items *from the bottom up*, using techniques and tools being developed today to make complete, high performance products.

Source: Center for Responsible Nanotechnology

Project estimates also include approximately 1,500 construction jobs will be created in Albany and 400 in Utica. As a result of the investment 2,500 existing jobs in Albany, Canandaigua and East Fishkill will be retained.

According to the Governor, no private company will receive any state funds as part of the agreement. To support the project, New York State will invest \$400 million in the SUNY College for Nanoscale and Science Engineering (CNSE) in Albany, including \$100 million for energy efficiency and low cost energy allowances. The state investment in CNSE will be made over a five year period. The state investment will be directed entirely to CNSE, and all tools and equipment acquired through the investment will be owned by CSNE.

The investment in the State is made up of two projects. The first project, which will be led by IBM and its partners, will focus on making the next two generations of computer chips. These new chips will power advanced systems of all sizes, including, among other things computers and national security applications.

The second project, which is a joint effort by Intel, IBM, TSMC, Global Foundries and Samsung, will focus on transforming existing 300mm technology into the new 450mm technology. The project will include a private "Made in NY" initiative to support the potential purchase of \$400 million in certain tools and equipment from companies around New York State to create, attract, and retain manufacturers and suppliers across the state.

In addition, the companies will support a \$15 million fund to increase the role of minority and women owned businesses.

## Mr. Clinton Goes to Albany



Source: Executive Chamber

Former President Clinton delivered the keynote address at the Cuomo Administration's *New York Open For Business* Statewide Conference this week in Albany. The audience included members of 10 regional economic development councils appointed by Governor Cuomo to develop strategic plans to compete for up to \$200 million in state funding. The plans are due in November.

***What you're doing is the right thing, but the big message I have to you is we need more emphasis on the future -- even if we need to give up a little in the present.*** – Former President Clinton

## PEF Layoffs by the Numbers

<i>Adirondack Park</i>	3
<i>Aging</i>	5
<i>Agriculture &amp; Markets</i>	27
<i>Alcoholism &amp; Sub Abuse</i>	53
<i>Alcohol Beverage Control</i>	2
<i>Arts Council</i>	1
<i>Child Family Service</i>	132
<i>Civil Service</i>	3
<i>Correction Commission</i>	2
<i>Corrections</i>	446
<i>Criminal Justice Services</i>	27
<i>Economic Development</i>	8
<i>Education</i>	19

<i>Elections</i>	2
<i>Environment Conservation</i>	16
<i>Financial Services</i>	55
<i>General Services</i>	38
<i>Health</i>	208
<i>Higher Education Services</i>	12
<i>Home Security</i>	20
<i>House &amp; Community Renewal</i>	21
<i>Human Rights</i>	9
<i>Labor</i>	136
<i>Lottery</i>	6
<i>Medicaid Inspector General</i>	35
<i>Mental Health</i>	643
<i>Motor Vehicles</i>	46
<i>Parks &amp; Recreation</i>	30
<i>People w/Development Disabilities</i>	386
<i>Prevention of Domestic Violence</i>	2
<i>Public Service</i>	18
<i>Racing &amp; Wagering</i>	1
<i>Statewide Financial</i>	5
<i>State</i>	14
<i>State Police</i>	21
<i>SUNY</i>	208
<i>Tax Appeals</i>	1
<i>Tax and Finance</i>	301
<i>Technology</i>	25
<i>Temporary &amp; Disability Assistance</i>	114
<i>Transportation</i>	361
<i>Veteran Affairs</i>	5
<i>Victim Services</i>	2
<i>Workers Comp Board</i>	27

Total: 3,496 workers

## **DEC Issues Draft Regulations for High-Volume Hydraulic Fracturing**

### *Public Hearing Information Announced*

The New York State Department of Environmental Conservation this week issued its draft regulations for high-volume hydraulic fracturing which are based on the proposed requirements contained in the agency's revised draft Supplemental Generic Environmental Impact Statement (dSGEIS) released earlier this month, according to DEC Commissioner Joe Martens announced.

The draft regulations create a legal framework for implementing the proposed mitigation measures in the revised dSGEIS. The public comment period on the draft regulations ends December 12<sup>th</sup>. DEC will hold four public hearings on the revised draft SGEIS, draft regulations and proposed SPDES GP. Each public hearing will have an afternoon and an evening session from 1:00 pm to 4:00 pm and 6:00 pm to 9:00 pm, respectively. Comments will be accepted in written and oral format at the hearings.

The hearings will be held:

- Nov. 16: Dansville Middle School Auditorium, 31 Clara Barton St., Dansville, NY 14437
- Nov. 17: The Forum Theatre, 236 Washington Street, Binghamton, NY, 13901
- Nov. 29: Sullivan County Community College, Seelig Theatre, 112 College Rd, Loch Sheldrake, NY 12759
- Nov. 30: Tribeca Performing Arts Center, 199 Chambers Street, New York, NY, 10007

Once the comment period is complete, DEC will review the comments on the revised draft SGEIS and proposed regulations and prepare responses to be released with the final SGEIS and final regulations. No permits for high-volume hydraulic fracturing will be issued until the SGEIS is finalized and DEC issues the required Findings Statement.

## ***In the News – New York City***

### **Mayor Approves Two New Business Development Districts**

The Bloomberg Administration this week announced the formation of two new Business Improvement Districts (BIDs) – the Atlantic Avenue BID in Brooklyn and the Chinatown Business Improvement District in Manhattan.

BIDs are voluntarily formed community organizations that promote business development and improve the quality of life in neighborhoods across the City by providing maintenance and sanitation services, security services, marketing and promotion of local businesses, holiday lighting, economic development, beautification and landscaping. The BIDS are funded in part by dues from the area businesses.

The Chinatown BID, which includes Broome Street on the north, Broadway to the west, Allen and Rutgers Streets on the east, and White, Worth, and Madison Streets to the south, will be one of the largest in the City and will serve approximately 800 retail stores with a budget of \$1.3 million.

Formation of the Chinatown BID came under fire, as area businesses asserted that small building owners who are struggling with rising property, water and utility bills should not be paying more to a BID for basic services such as street-cleaning. According to City estimates, BID dues are expected to run from \$1 per condominium unit to \$5,000 for some larger buildings. Initially, dues of \$1,000 or less will be imposed on 74% of the lots in Chinatown. The average assessment will total \$700.

Opposition to the BID did not garner enough votes in a local referendum. According to the City Department of Small Business Services, 533 businesses voted in favor of the project and 388 against it. The tally was short of the 51% needed to block the BID, with opposition totaling 21% of the 1,891 owners who were qualified to vote.

The Atlantic Avenue BID is located in Brooklyn in the neighborhoods of Brooklyn Heights, Cobble Hill and Boerum Hill. The District consists of properties lining Atlantic Avenue, the areas' major thoroughfare, as well as those on side streets one block south and one block north of Atlantic Avenue. The BID will serve 360 retail businesses with a first year operating budget of \$240,000.

The formation of two new BIDs brings the count to 66 in New York City, including 22 formed during the Bloomberg Administration – the highest number of BIDs created under a single administration.

## ***In Brief***

### **Coalition Launches Effort to Reform NY's Scaffold Law**

A new coalition of New York employers, farmers and others has joined together to make a major push to reform New York's "Scaffold Law." The new Scaffold Law Reform coalition is supporting Assembly Bill 2835 (D- Morelle), which would give New York property owners, business owners, contractors and municipalities the chance to defend themselves in court when an injury occurs due to negligence. The bill would not prevent injured workers from suing their employers or prevent injured workers from receiving workers' compensation benefits.

The coalition has launched a new website – [www.scaffoldlaw.org](http://www.scaffoldlaw.org) – to educate New Yorkers about the issue and to encourage grassroots supporters to contact their legislators to express their support for reform. According to the website, the following organizations are supporters of the coalition: Lawsuit Reform Alliance of New York; Associated General Contractors of New York State; Business Council of New York State; New York Farm Bureau; National Federation of Independent Business; and Unshackle Upstate.

## State Takeover of Medicaid:

With the counties wrestling with the two percent tax cap, State legislators are pushing for legislation which would allow for the State to take over the local share of Medicaid. Senators Patrick M. Gallivan (R-Erie) and Roy McDonald (R-Saratoga), and Assemblywoman Amy Paulin (D-Westchester) recently introduced legislation to immediately freeze local contributions to the cost of Medicaid followed by the gradual State assumption of all non-federal Medicaid costs over an 8-year period. The timing of this legislation is designed to take advantage of changes that may be required by the federal Affordable Care Act as well as state actions being implemented or planned by the Governor's Medicaid Redesign Team.

## Nursing Home Medicaid Overpayments

State Comptroller Thomas DiNapoli this week called for stronger oversight of nursing home Medicaid payments, citing an audit that found the State Department of Health overpaid nursing homes by an estimated \$42 million in Medicaid funding. The report found that “many care providers are not collecting money from their clients’ income sources as required, and local governments are failing to enforce that provision.” The Comptroller recommended stricter auditing of the system and recoupment of payments.

## Actions by the Governor

Governor Andrew Cuomo recently acted upon over 120 pieces of legislation. Attached, for your reference, is listing of the recently enacted chapters and vetoes of 2011.

## Coming Up

### *New York State*

#### ***Wednesday, October 5<sup>th</sup>***

##### ***To Develop Potential Legislation to Enhance the Racing Industry in New York State***

Senate Standing Committee on Racing, Gaming and Wagering

Legislative Chamber, Nassau County Office Building, 1550 Franklin Avenue, Mineola, Noon.

#### ***Thursday, October 6<sup>th</sup>***

##### ***Revised Draft Supplemental Generic Environmental Impact Statement Governing Natural Gas Drilling***

Assembly Standing Committee on Environmental Conservation

Hamilton Hearing Room B, Legislative Office Building, 2nd Floor, Albany, 9:30 a.m.

## ***New York City***

### ***Monday, October 3<sup>rd</sup>***

***Subcommittee on Zoning and Franchises, 250 Broadway - Committee Rm, 16th Fl., 9:30 a.m.***

***Committee on Immigration, 250 Broadway - Committee Rm, 14th Fl., 10 a.m.***

***Int 0656-2011 Introduction - A Local Law to amend the administrative code of the city of New York, in relation to persons not to be detained.***

***Subcommittee on Landmarks, Public Siting and Maritime Uses, 250 Broadway - Committee Rm, 16th Fl., 11 a.m.***

***Subcommittee on Planning, Dispositions and Concessions, 250 Broadway - Committee Rm, 16th Fl., 1 p.m.***

***Committee on Housing and Buildings, 250 Broadway - Committee Rm, 14th Fl., 1 p.m.***

***Int 666-2011 Introduction - A Local Law to amend the administrative code of the city of New York, in relation to penalties for violation of the heat and hot water requirements of the housing maintenance code.***

### ***Tuesday, October 4<sup>th</sup>***

***Committee on Land Use, 250 Broadway - Committee Rm, 16th Fl., 10 a.m.***

### ***Wednesday, October 5<sup>th</sup>***

***Committee on Finance, 250 Broadway - Committee Rm, 16th Fl., 10 a.m.***

***T2011-3719 - Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.***

***Res 0959-2011- Resolution concerning the establishment of the Westchester Square Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.***

***T2011-3721- Land Use Application - 243 Kingston Avenue, Block 1251, Lot 1, Brooklyn, Council District No. 36.***

***City Council Stated Meeting, Emigrant Savings Bank - 49-51 Chambers Street, 1:30 p.m.***

### ***Thursday, October 6<sup>th</sup>***

***Committee on Public Safety, 250 Broadway - Committee Rm, 14th Fl., 1 p.m.***

***T2011-3724 Oversight - Safety in NYC Ten Years After 9-11***

***Committee on Transportation, 250 Broadway - Committee Rm, 16th Fl., 1 p.m.***

***Res 0892-2011 Resolution calling on the United States House of Representatives and the United States Senate to pass and for the President to sign H.R. 873 and S.453 entitled "The Motorcoach Enhanced Safety Act of 2011, which would seek to overhaul and increase the safety of intercity buses.***

*Res 0981-2011* Resolution calling on the United States House of Representatives and the United States Senate to pass and the President to sign H.R. 1390 entitled “The Bus Uniform Standards and Enhanced Safety Act of 2011,” which would seek to strengthen the regulation, monitoring and oversight of the motor carrier industry.

*Res 1000-2011* Resolution calling upon the New York State Assembly to pass and the Governor to sign A.8113, in relation to the qualifications of bus drivers.

*T2011-3615 Oversight: Protecting Passengers - Ensuring the Safety of Intercity Buses.*

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