

**LOCAL LAWS  
OF  
THE CITY OF NEW YORK  
FOR THE YEAR 2019**

---

**No. 174**

---

Introduced by Council Members Rose, Cornegy, Brannan, Ayala, Levin, Rosenthal, Adams, King, Kallos, Chin, Lander, Louis, Miller and Rivera.

**A LOCAL LAW**

**To amend the administrative code of the city of New York, in relation to minority and women-owned business enterprises**

*Be it enacted by the Council as follows:*

Section 1. Paragraph 26 of subdivision c of section 6-129 of the administrative code of the city of New York, as amended by local law number 1 for the year 2013, is amended to read as follows:

(26) “Minority group” means Black Americans[;], Asian Americans, [and] Hispanic Americans *and Native Americans*, provided that the commissioner shall be authorized to add additional groups to this definition upon a finding that there is statistically significant disparity between the availability of firms owned by individuals in such a group and the utilization of such firms in city procurement.

§ 2. Subdivision d of Section 6-129 of the administrative code of the city of New York, as amended by local law number 1 for the year 2013, is amended to read as follows:

d. Citywide goals. (1) The citywide contracting participation goals for MBEs, WBEs and EBEs, which may be met through awards of prime contracts or subcontracts as described in subdivision j of this section, shall be as follows:

For construction contracts:

| Category:               | Participation goal:  |
|-------------------------|--|
| Black Americans         | [8]12% of total annual agency expenditures on such contracts       |
| Asian Americans         | [8]11.1% of total annual agency expenditures on such contracts     |
| Hispanic Americans      | [4]17.95% of total annual agency expenditures on such contracts    |
| <i>Native Americans</i> | <i>0.56% of total annual agency expenditures on such contracts</i> |
| Women                   | [18]25.66% of total annual agency expenditures on such contracts   |
| Emerging                | 6% of total annual agency expenditures on such contracts           |

For professional services contracts:

| Category:               | Participation goal:  |
|-------------------------|--|
| Black Americans         | [12]11.81% of total annual agency expenditures on such contracts   |
| <i>Asian Americans</i>  | <i>9.4% of total annual agency expenditures on such contracts</i>  |
| Hispanic Americans      | [8]8.99% of total annual agency expenditures on such contracts     |
| <i>Native Americans</i> | <i>0.65% of total annual agency expenditures on such contracts</i> |
| Women                   | [37]36.67% of total annual agency expenditures on such contracts   |
| Emerging                | 6% of total annual agency expenditures on such contracts           |

For standard services contracts:

| Category:               | Participation goal:  |
|-------------------------|--|
| Black Americans         | [12]14.32% of total annual agency expenditures on such contracts |
| Asian Americans         | [3]9.88% of total annual agency expenditures on such contracts   |
| Hispanic Americans      | [6]10.2% of total annual agency expenditures on such contracts   |
| <i>Native Americans</i> | <i>0.03% of total annual agency expenditures</i>                 |

|          |  |
|----------|--|
|          | <i>on such contracts</i>   |
| Women    | [10]29.26% of total annual agency expenditures on such contracts |
| Emerging | 6% of total annual agency expenditures on such contracts         |

For goods contracts under one [hundred thousand] *million* dollars:

| Category:               | Participation goal:  |
|-------------------------|--|
| Black Americans         | [7]5.94% of total annual agency expenditures on such contracts     |
| Asian Americans         | [8]10.59% of total annual agency expenditures on such contracts    |
| Hispanic Americans      | [5]7.07% of total annual agency expenditures on such contracts     |
| <i>Native Americans</i> | <i>2.44% of total annual agency expenditures on such contracts</i> |
| Women                   | [25]30.51% of total annual agency expenditures on such contracts   |
| Emerging                | 6% of total annual agency expenditures on such contracts           |

§ 3. This local law takes effect 180 days after it becomes law, except that the department of small business services shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on September 12, 2019 and returned unsigned by the Mayor on October 15, 2019.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 174 of 2019, Council Int. No. 1293-B of 2018) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEPHEN LOUIS, Acting Corporation Counsel.