

Here is the exact language in the New York State law that was extended for 2 years until September 1, 2008:

§ 8. Section 162 of the state finance law is amended by adding a new subdivision 4-a to read as follows:

4-a. Priority in purchasing requirements for apparel or textiles. a. Definitions. As used in this section, the following terms shall have the following meanings:

(i) "Apparel" or "textiles" shall mean all articles of clothing or goods produced by weaving, knitting, or felting or any similar production processes for such articles of clothing and shall include all goods produced by the apparel industry as defined by subdivision (c) of section three hundred forty of the labor law.

(ii) "State" shall mean any New York state agency, department, board, bureau, commission, division, or any public benefit corporation or public authority a majority of whose members are appointed by the governor.

b. Notwithstanding anything to the contrary, political subdivisions may adopt and apply the priority established herein by specifically including the provisions of this subdivision in their bid specifications.

c. Conditions for participation in certain state contracts. In the event the state, as defined in subparagraph(ii) of paragraph a of this subdivision, seeks to purchase apparel or textiles pursuant to a competitive bid pursuant to section one-hundred sixty three of this article or other applicable competitive procurement statutes, the following additional conditions shall apply:

- (i) the bid shall include a statement that a state agency shall not enter a contract to purchase or obtain for any purpose any apparel from a bidder unable or unwilling to provide documentation as part of its bid:
 - (A) attesting that such apparel was manufactured in compliance with all applicable labor and occupational safety laws, including, but not limited to, child labor laws, wage and hour laws and workplace safety laws;
 - (B) stating, if known, the name and address of each subcontractor to be utilized; and
 - (C) stating, if known, all manufacturing plants utilized by the bidder or subcontractor.

d. Waiver. The provisions of this section may be waived by the head of any state agency, department, board, bureau, commission, division, or any public benefit corporation or public authority a majority of whose members are appointed by the governor where it is determined in writing and included in the procurement record that it is in the best interests of the state to do so.