S T A T E O F N E W Y O R K

4904--A

2013-2014 Regular Sessions

I N S E N A T E

April 30, 2013

Introduced by Sens. MAZIARZ, SAMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture -- recommitted to the Committee on Agriculture in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the agriculture and markets law, in relation to requests for public information regarding certain farm operations

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The agriculture and markets law is amended by adding a new section 308-b to read as follows:

S 308-B. NOTIFICATION OF FOIL REQUEST. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, UPON THE REQUEST OF ANY PERSON OR ENTITY FOR ANY RECORDS OF A FARM OPERATION, AS DEFINED IN SECTION THREE HUNDRED ONE OF THIS ARTICLE, FROM AN AGENCY OR OTHER STATE ENTITY; THE AGENCY OR STATE ENTITY OF WHICH THE REQUEST HAS BEEN MADE SHALL INFORM THE OWNER AND/OR OPERATOR OF SUCH FARM OPERATION IN WRITING THAT A REQUEST FOR RECORDS CONCERNING THEIR FARM OPERATION HAS BEEN SUBMITTED, PROVIDE A DESCRIPTION OF RECORDS REQUESTED AND PROVIDE THE NAME AND ADDRESS OF THE PERSON OR ENTITY REQUESTING SUCH RECORDS. NOTIFICATION OF THE FARM OPERATION IS TO BE MADE BY THE AGENCY OR STATE ENTITY WITHIN FIVE BUSINESS DAYS OF SUBMISSION OF THE RECORDS REQUEST BY THE PERSON OR ENTITY SEEKING SUCH RECORDS.

S 2. This act shall take effect immediately and the commissioner of agriculture and markets is hereby authorized to add, amend and/or repeal any rule or regulation necessary for the implementation of this act on its effective date.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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