

9468

I N A S S E M B L Y

(PREFILED)

January 6, 2010

Introduced by M. of A. MAGEE -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law and the environmental conservation law, in relation to establishing a maple syrup assistance program

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

1 Section 1. Paragraph f of subdivision 2 of section 301 of the agricul-  
2 ture and markets law, as separately amended by chapters 316 and 797 of  
3 the laws of 1992, is amended to read as follows:

4 f. Maple sap AND PURE MAPLE PRODUCTS.

5 S 2. Section 16 of the agriculture and markets law is amended by  
6 adding a new subdivision 45 to read as follows:

7 45. ENCOURAGE AND SUPPORT THE PRODUCTION OF MAPLE SYRUP AND PURE MAPLE  
8 PRODUCTS IN THE STATE; AND IN CONSULTATION WITH THE DEPARTMENT OF ENVI-  
9 RONMENTAL CONSERVATION ASSIST WITH THE DEVELOPMENT OF THE MAPLE SYRUP  
10 ASSISTANCE PROGRAM (MAPSAP) AS PROVIDED FOR IN SUBDIVISION ONE-A OF  
11 SECTION 9-0505 OF THE ENVIRONMENTAL CONSERVATION LAW.

12 S 3. Subdivision 4 of section 297 of the agriculture and markets law,  
13 as added by chapter 269 of the laws of 2000, is amended to read as  
14 follows:

15 4. Eligible projects. Projects involving new product development;  
16 alternative production, processing, distribution and marketing technolo-  
17 gies; introduction of high technologies; or organizational methods that  
18 further development of the food and agriculture industry in the state  
19 shall be eligible for grant awards pursuant to the food and agriculture  
20 industry development program. Also eligible shall be projects involving  
21 farm woodland, MAPLE SAP OR PURE MAPLE PRODUCTS or fresh water aquatic  
22 products produced in either natural or man-made water bodies or in  
23 natural or man-made controlled structures. Projects that include publ-  
24 ic-private partnership investments, and with a strong potential for  
25 near-term commercial application and long-term economic value to the  
26 state and localities, shall be given priority.

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

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1 S 4. Subdivision 9 of section 284 of the agriculture and markets law,  
2 as amended by chapter 639 of the laws of 2004, is amended to read as  
3 follows:

4 9. Establish the Hudson valley agricultural center to serve as a  
5 marketing, promotional, informational and cultural center for the Hudson  
6 river valley agricultural region and greenway and to promote the  
7 production of fruits (including juices, jellies, and preserves made  
8 therefrom), wine, cider, vegetables, MAPLE SAP AND PURE MAPLE PRODUCTS  
9 and other agricultural products.

10 S 5. Section 9-0505 of the environmental conservation law is amended  
11 by adding a new subdivision 1-a to read as follows:

12 1-A. THE COMMISSIONER IN CONSULTATION WITH THE DEPARTMENT OF AGRICUL-  
13 TURE AND MARKETS SHALL CREATE A MAPLE SYRUP ASSISTANCE PROGRAM (MAPSAP)  
14 TO FACILITATE THE PRODUCTION OF SAP FROM MAPLE TREES ON ANY AREAS  
15 OUTSIDE OF THE FOREST PRESERVE COUNTIES HERETOFORE OR HEREAFTER ACQUIRED  
16 BY GIFT, PURCHASE OR APPROPRIATION AND ON ANY LANDS WITHIN THE FOREST  
17 PRESERVE COUNTIES, BUT OUTSIDE OF THE ADIRONDACK AND CATSKILL PARKS AS  
18 NOW FIXED, OR HEREAFTER EXTENDED BY LAW, HERETOFORE OR HEREAFTER  
19 ACQUIRED PURSUANT TO THIS SECTION BY THE DEPARTMENT. IN DEVELOPING THE  
20 PROGRAM, THE COMMISSIONER IN CONSULTATION WITH THE DEPARTMENT OF AGRI-  
21 CULTURE AND MARKETS SHALL INCLUDE, BUT NOT BE LIMITED TO, CONSIDERATION  
22 OF THE ACCESSIBILITY OF MAPLE TREES TO BE USED IN PRODUCTION AND THE  
23 RUNNING OF SEMI-PERMANENT TUBING TO BE USED IN THE PRODUCTION OF SAP.

24 S 6. This act shall take effect immediately.