

2473

2009-2010 Regular Sessions

I N   S E N A T E

February 20, 2009

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Introduced by Sen. YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to state assistance payments for implementation of agricultural and farmland protection plans; and providing for the repeal of such provisions upon expiration thereof

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

1     Section 1. Subdivision 1 of section 325 of the agriculture and markets  
2 law, as amended by chapter 124 of the laws of 2007, is amended to read  
3 as follows:  
4     1. Subject to the availability of funds, a program is hereby estab-  
5 lished to finance through state assistance payments the state share of  
6 the costs of county and municipal agricultural and farmland protection  
7 activities. State assistance payments for planning activities shall not  
8 exceed fifty thousand dollars to each county agricultural and farmland  
9 protection board or one hundred thousand dollars to two such boards  
10 applying jointly, and shall not exceed fifty percent of the cost of  
11 preparing an agricultural and farmland protection plan. State assistance  
12 payments for planning activities shall not exceed twenty-five thousand  
13 dollars to each municipality other than a county or fifty thousand  
14 dollars to two such municipalities applying jointly, and shall not  
15 exceed seventy-five percent of the cost of preparing an agricultural and  
16 farmland protection plan. A county which has an approved farmland  
17 protection plan may after one hundred twenty months from the date of  
18 such approval by the commissioner apply for additional state assistance  
19 payments for planning activities related to the updating of their  
20 current plan or development of a new farmland protection plan. Such  
21 additional state assistance payments shall not exceed fifty thousand  
22 dollars to each county agricultural and farmland protection board or one  
23 hundred thousand dollars to two such boards applying jointly, and shall

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

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1 not exceed fifty percent of the cost of preparing an agricultural and  
2 farmland protection plan. State assistance payments for implementation  
3 of approved agricultural and farmland protection plans may fund up to  
4 [seventy-five] EIGHTY-FIVE percent of the cost of implementing the coun-  
5 ty plan or portion of the plan for which state assistance payments are  
6 requested.

7 S 2. Paragraph (b) of subdivision 2 of section 325 of the agriculture  
8 and markets law, as amended by chapter 527 of the laws of 2005, is  
9 amended to read as follows:

10 (b) Within a county, a municipality which has in place a local farm-  
11 land protection plan may apply and shall be eligible for agricultural  
12 protection state assistance payments to implement its plan, or a portion  
13 of its plan, provided the proposed project is endorsed for funding by  
14 the agricultural and farmland protection board for the county in which  
15 the municipality is located and that any plan developed on or after  
16 January first, two thousand six complies with section three hundred  
17 twenty-four-a of this article. State assistance payments to such munici-  
18 palities shall not exceed [seventy-five] EIGHTY-FIVE percent of the cost  
19 of implementing the local plan or portion of the plan for which state  
20 assistance has been requested. The commissioner may require such infor-  
21 mation or additional planning as he or she deems necessary to evaluate  
22 such a request for state assistance.

23 S 3. This act shall take effect immediately and shall expire and be  
24 deemed repealed three years after such effective date.