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I N   S E N A T E

March 25, 2014

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Introduced by Sens. RITCHIE, BALL, BONACIC, DeFRANCISCO, FARLEY, GALLIVAN, GRIFFO, GRISANTI, LARKIN, LAVALLE, LIBOUS, LITTLE, MARCHIONE, MAZIARZ, NOZZOLIO, O'MARA, RANZENHOFER, ROBACH, SEWARD, VALESKY, YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture -- 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 the beginning farmer revolving loan fund program

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

1     Section 1. Section 328 of the agriculture and markets law is amended  
2 by adding a new subdivision 5 to read as follows:

3     5. "BEGINNING FARMER" SHALL MEAN A FARMER WHO HAS NOT PRODUCED AN  
4 "AGRICULTURAL PRODUCT" AS DEFINED IN THIS SECTION, FOR MORE THAN TEN  
5 CONSECUTIVE YEARS, AND WHO WILL MATERIALLY AND SUBSTANTIALLY PARTICIPATE  
6 IN THE PRODUCTION OF AN AGRICULTURAL PRODUCT WITHIN A REGION OF THE  
7 STATE.

8     S 2. The agriculture and markets law is amended by adding a new  
9 section 330-a to read as follows:

10    S 330-A. BEGINNING FARMER REVOLVING LOAN PROGRAM. 1. THE COMMISSIONER  
11 SHALL ESTABLISH AND MAINTAIN A BEGINNING FARMER REVOLVING LOAN PROGRAM  
12 TO PROVIDE LOW INTEREST LOANS TO BEGINNING FARMERS FOR THE PURPOSES OF  
13 SUPPORTING BEGINNING FARMERS, ENCOURAGING THE GROWTH OF SMALL AGRIBUSI-  
14 NESS, PRESERVING FARMLAND AS A WORKING AGRICULTURAL LANDSCAPE, AND  
15 PROVIDING OPEN SPACE BENEFITS FOR ALL RESIDENTS OF THE STATE. PROPERLY  
16 MANAGED FARMLAND HAS BEEN DEMONSTRATED TO BE THE BEST ENVIRONMENTAL  
17 USAGE OF LAND FOR WATERSHED PROTECTION, SO IT IS IN THE BEST INTEREST OF  
18 THE STATE TO MAINTAIN AGRICULTURAL LAND. SUCH PROGRAM SHALL, FROM ANY  
19 APPROPRIATION MADE AVAILABLE FOR THIS PURPOSE, PROVIDE LOW INTEREST  
20 LOANS TO BEGINNING FARMERS AS THE COMMISSIONER SHALL DEEM TO BE ELIGIBLE  
21 PURSUANT TO RULE OR REGULATION.

22    2. THE COMMISSIONER SHALL PROMULGATE RULES AND REGULATIONS FOR THE  
23 PURPOSE OF CARRYING OUT THE PROVISIONS OF THIS SECTION, INCLUDING ESTAB-  
24 LISHING:

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

LBD13525-03-4

1     A. AN APPLICATION PROCESS WHEREBY BEGINNING FARMERS MAY APPLY FOR  
2     LOANS;  
3     B. CRITERIA AND STANDARDS FOR DETERMINING A BEGINNING FARMER'S ELIGI-  
4     BILITY FOR A LOAN;  
5     C. CRITERIA AND STANDARDS FOR DETERMINING THE PRIORITY TO BE GRANTED  
6     AMONG BEGINNING FARMER APPLICANTS;  
7     D. CRITERIA AND STANDARDS FOR DETERMINING THE AMOUNT OF FINANCIAL  
8     ASSISTANCE TO BE PROVIDED TO A BEGINNING FARMER; AND  
9     E. CRITERIA AND STANDARDS TO BE USED IN DETERMINING THE LOAN REPAYMENT  
10    PERIODS AND THE TERMS OF ANY REPAYMENT AGREEMENT.  
11    S 3. This act shall take effect on the first of April next succeeding  
12    the date on which it shall have become a law; provided, however, that  
13    any rules and regulations necessary to implement the provisions of this  
14    act on its effective date are authorized to be made on or before such  
15    date.