

3117

2015-2016 Regular Sessions

I N S E N A T E

February 2, 2015

Introduced by Sen. ORTT -- 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 requests
for public information regarding certain farm operations

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

1 Section 1. The agriculture and markets law is amended by adding a new
2 section 308-b to read as follows:
3 S 308-B. NOTIFICATION OF FOIL REQUEST. NOTWITHSTANDING ANY OTHER
4 PROVISION OF LAW, UPON THE REQUEST OF ANY PERSON OR ENTITY FOR ANY
5 RECORDS OF A FARM OPERATION, AS DEFINED IN SECTION THREE HUNDRED ONE OF
6 THIS ARTICLE, FROM AN AGENCY OR OTHER STATE ENTITY; THE AGENCY OR STATE
7 ENTITY OF WHICH THE REQUEST HAS BEEN MADE SHALL INFORM THE OWNER AND/OR
8 OPERATOR OF SUCH FARM OPERATION IN WRITING THAT A REQUEST FOR RECORDS
9 CONCERNING THEIR FARM OPERATION HAS BEEN SUBMITTED, PROVIDE A
10 DESCRIPTION OF RECORDS REQUESTED AND PROVIDE THE NAME AND ADDRESS OF THE
11 PERSON OR ENTITY REQUESTING SUCH RECORDS. NOTIFICATION OF THE FARM OPER-
12 ATION IS TO BE MADE BY THE AGENCY OR STATE ENTITY WITHIN FIVE BUSINESS
13 DAYS OF SUBMISSION OF THE RECORDS REQUEST BY THE PERSON OR ENTITY SEEK-
14 ING SUCH RECORDS.
15 S 2. This act shall take effect immediately and the commissioner of
16 agriculture and markets is hereby authorized to add, amend and/or repeal
17 any rule or regulation necessary for the implementation of this act on
18 its effective date.

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

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