

# STATE OF NEW YORK

5060

2017-2018 Regular Sessions

## IN ASSEMBLY

February 6, 2017

Introduced by M. of A. MAGEE, BARRETT, MOSLEY, SANTABARBARA, SKOUFIS, CROUCH, DiPIETRO, PALMESANO -- Multi-Sponsored by -- M. of A. LOPEZ -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law and the public lands law, in relation to access to viable agricultural land for new and beginning farmers

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 16 of the agriculture and markets law is amended by  
2 adding a new subdivision 2-f to read as follows:

3 2-f. Aid in efforts supporting the successful transfer of viable agri-  
4 cultural land from existing owners to new owners and operators, espe-  
5 cially beginning farmers.

6 § 2. Subdivision 5 of section 309 of the agriculture and markets law,  
7 as added by chapter 79 of the laws of 1980, is amended to read as  
8 follows:

9 5. The advisory council on agriculture shall advise the commissioner  
10 and other state agency heads on state government plans, policies and  
11 programs affecting farming and the agricultural industry of this state  
12 including, but not limited to, advice regarding tax, financial assist-  
13 ance and other policies and programs that could address the needs of  
14 beginning farmers and issues related to transfer of ownership of farms.

15 Concerned state agencies shall be encouraged to establish a working  
16 relationship with the council and shall fully cooperate with the council  
17 in any requests it shall make.

18 § 3. Subdivision 6 of section 323 of the agriculture and markets law,  
19 as amended by chapter 150 of the laws of 2013, is amended to read as  
20 follows:

21 6. reporting biennially to the governor and the legislature regarding  
22 the activities of the commissioner, including efforts to enhance access  
23 to viable agricultural land for new and beginning farmers, the types of

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

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1 technical assistance rendered to county agricultural and farmland  
2 protection boards, municipalities, soil and water conservation districts  
3 and not-for-profit conservation organizations, and the need to protect  
4 the state's agricultural economy and land resources.

5 § 4. The agriculture and markets law is amended by adding a new  
6 section 329-a to read as follows:

7 § 329-a. Farmland availability information. 1. The department may  
8 collect and compile information about public land that is viable for  
9 farming and is available for purchase or lease for farming and make  
10 available such information, including contact information for the office  
11 of general services, other state agencies, municipalities, and other  
12 governmental entities offering such land, on its internet website. The  
13 department shall provide guidance and assistance to the office of gener-  
14 al services, other state agencies, municipalities and other governmental  
15 organizations that request such assistance, in identifying land that is  
16 viable for farming.

17 2. The department may also make available similar information about  
18 private land available for purchase or lease for farming, including  
19 contact information for the owners of such land.

20 § 5. Section 2 of the public lands law is amended by adding a new  
21 subdivision 3-a to read as follows:

22 3-a. Land viable for farming; identification. The commissioner of  
23 general services is authorized and directed to consult, as part of the  
24 state-owned real property management program, with the department of  
25 agriculture and markets to identify land that may be viable for farming  
26 and may be made available for purchase or lease for farming and make  
27 that information available to the department of agriculture and markets  
28 to be disseminated to the public.

29 § 6. This act shall take effect immediately.