

# STATE OF NEW YORK

10464--A

## IN ASSEMBLY

May 18, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Gunther, Paulin, Buttenschon, Mosley, Simon, Thiele, Englebright, Barrett, Jaffee, DiPietro, DeStefano, Finch, Crouch, Montesano, B. Miller, Woerner, Goodell) -- read once and referred 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 land used in agricultural production; 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 305 of the agriculture and  
2 markets law is amended by adding a new paragraph f to read as follows:

3 f. Notwithstanding any other provision of law to the contrary, the  
4 owner of real property which qualified for an agricultural assessment on  
5 the two thousand twenty -- two thousand twenty-one assessment roll and  
6 is not producing an average annual gross sales value of at least either  
7 ten thousand dollars or more or fifty thousand dollars or more, as such  
8 value would normally be determined pursuant to section three hundred one  
9 of this article may nevertheless qualify for an agricultural assessment  
10 on the two thousand twenty-one -- two thousand twenty-two assessment  
11 roll provided the owner shall substantiate in such manner, including,  
12 but not limited to, analysis by an entity with recognized expertise in  
13 farm production and finances, such as cooperative extension or a farm  
14 credit institution or federal farm agency, as prescribed by the commis-  
15 sioner of taxation and finance that the agricultural production initi-  
16 ated on such land would have produced an average annual gross sales  
17 value of ten thousand dollars or more or fifty thousand dollars or more  
18 over the time period beginning on January first, two thousand nineteen  
19 and ending on December thirty-first, two thousand twenty but for the  
20 effects of the state disaster emergency declared pursuant to executive  
21 order number two hundred two of two thousand twenty.

22 § 2. This act shall take effect immediately and shall expire and be  
23 deemed repealed January 1, 2022.

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

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