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:

Section 1. Subdivision 1 of section 305 of the agriculture and markets law is amended by adding a new paragraph f to read as follows:

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

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 This act shall take effect immediately and shall expire and be deemed repealed January 1, 2022.

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

LBD16288-06-0