

STATE OF NEW YORK

9336--A

IN ASSEMBLY

February 23, 2022

Introduced by M. of A. BARRETT, SIMON, JACOBSON -- 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 direct the department of agriculture and markets, in cooperation with the New York state energy research and development authority, to develop and produce guidance and educational materials on the use of agrivoltaics in farming

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

1 Section 1. Definitions. For the purposes of this act, the term "agrivoltaics" shall mean the simultaneous use of areas of land for both
2 solar photovoltaic power generation and agriculture including the collocation of solar photovoltaic panels and production of crops and/or
3 animal farming such as grazing on the same property.

4 § 2. Guidance and educational materials on agrivoltaics. (a) The
5 department of agriculture and markets, in cooperation with the New York
6 state energy research and development authority and institutions of
7 higher education with expertise in agrivoltaics, shall develop guidance
8 and educational materials for farmers regarding the use of agrivoltaics
9 in farming that shall, at a minimum, contain the following:

10 (i) information about available resources to assist farmers to maximize agricultural production including, but not limited to, growing
11 crops or grazing animals on land with collocated solar panels;

12 (ii) information on the use of high value shade-resistant crops;

13 (iii) information about potential marketing opportunities to consumers
14 interested in purchasing food and other agricultural products from farms
15 that produce renewable energy and may be positively impacting climate
16 change;

17 (iv) the potential for benefits such as reduced electricity costs,
18 diversified revenue streams, and water use reduction;

19 (v) the potential for extended crop growing seasons; and

20 (vi) information about pollinator-friendly standards and practices for
21 farmland with collocated solar photovoltaic panels.

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

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1 (b) No later than one hundred twenty days after the effective date of
2 this act, the guidance and educational materials developed pursuant to
3 paragraph (a) of this section shall be produced and distributed to coop-
4 erative extension offices located in the state and to New York state
5 soil and water conservation districts, and made available on the
6 websites of the department of agriculture and markets and the New York
7 state energy research and development authority.

8 § 3. State fair. The department of agriculture and markets shall
9 provide a booth at the New York state fair, established pursuant to
10 article 2-A of the agriculture and markets law, next occurring after the
11 effective date of this act, for the purpose of educating the general
12 public on the use of agrivoltaics in farming.

13 § 4. Agricultural exhibitions, conferences and meetings. The depart-
14 ment of agriculture and markets may make available information about
15 agrivoltaics to farmers attending agriculture related exhibitions,
16 conferences and meetings.

17 § 5. Powers. The department of agriculture and markets and the New
18 York state energy research and development authority may consult with
19 any state or local office, agency, or department, request information
20 from any such entity, or conduct any research that is relevant and mate-
21 rial to the development of the guidance and educational materials
22 directed to be developed pursuant to section two of this act.

23 § 6. This act shall take effect immediately.