

STATE OF NEW YORK

3850

2021-2022 Regular Sessions

IN SENATE

January 31, 2021

Introduced by Sens. SERINO, GALLIVAN -- 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 co-location
of farms and renewable energy projects

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

1 Section 1. Section 309 of the agriculture and markets law is amended
2 by adding a new subdivision 10 to read as follows:

3 10. a. The advisory council on agriculture shall study and provide
4 recommendations to the commissioner on best practices to allow for
5 co-location in an effort to enhance compatibility between renewable
6 energy development and the protection of natural and agricultural
7 resources. Such recommendations on best practices shall focus on renewa-
8 ble energy projects and their impact on the loss of prime agricultural
9 lands. Any findings and recommendations pursuant to this subdivision
10 shall be made available to the public, and may be included in the coun-
11 cil's report pursuant to subdivision seven of this section.

12 b. "Co-location," as used in this section shall mean viable farmland
13 eligible for the deliberate production of farm products and renewable
14 energy in a single location.

15 § 2. This act shall take effect immediately.

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

LBD07945-01-1