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:

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

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

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

§ 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