STATE OF NEW YORK

8690

IN SENATE

February 29, 2024

Introduced by Sen. HINCHEY -- 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 the definitions of surplus agricultural products and processed products for the purposes of the Nourish New York program

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

Section 1. Subdivisions 2 and 3 of section 451 of the agriculture and markets law, subdivision 2 as amended and subdivision 3 as added by chapter 101 of the laws of 2022, are amended to read as follows:

2. "Surplus agricultural products" means consumable or edible agricultural products grown, produced or harvested in New York, including processed products as defined pursuant to subdivision three of this section, but shall not include beverages containing alcohol**. "Surplus agricultural products" shall also include New York grown, produced or harvested whole milk, two percent fat milk, and other farm produced beverages, with the exception of beverages containing alcohol**.

3. "Processed products" means any agricultural commodity that is grown, produced or harvested in New York state and further processed by butchering, freezing, canning, **pasteurizing, boiling,** altering its state and/or blending with other ingredients, so long as the final product contains at least fifty-one percent by weight or volume agricultural products that are grown, produced or harvested in New York state, regardless of where processed.

§ 2. This act shall take effect immediately.

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

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