STATE OF NEW YORK

6185

2023-2024 Regular Sessions

IN SENATE

April 3, 2023

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 including certain lands used in single operation for the production of tree nuts in the definition of agricultural land

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

Section 1. Paragraph b of subdivision 2 of section 301 of the agriculture and markets law, as amended by chapter 797 of the laws of 1992, is amended to read as follows:

b. Fruits, including apples, peaches, grapes, cherries [~~and~~], berries, and tree nuts.

§ 2. Subdivision 4 of section 301 of the agriculture and markets law is amended by adding a new subdivision o to read as follows:

o. Land of not less than seven acres used as a single operation for the production for sale of tree nuts when such land is used solely for the purpose of planting a new tree nut orchard and when such land is also owned or rented by a newly established farm operation in its first, second, third, fourth, fifth or sixth year of agricultural production.

§ 3. 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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