

# STATE OF NEW YORK

10878

## IN ASSEMBLY

April 8, 2026

Introduced by M. of A. CASHMAN -- read once and referred to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to establishing farm security resiliency grant awards for farm employers who have suffered eligible losses as a result of eligible weather conditions or events

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

1 Section 1. The agriculture and markets law is amended by adding a new  
2 article 26-D to read as follows:

### ARTICLE 26-D

#### FARM SECURITY RESILIENCY GRANT AWARDS

##### Section 440. Definitions.

6 441. Farm security resiliency grant board.

7 442. Powers and duties of the board.

8 443. Application process.

9 444. Grant awards.

10 445. Reporting.

11 § 440. Definitions. For purposes of this article, the following terms  
12 shall have the following meanings:

13 1. "Farm security resiliency grant board", or "board", shall mean the  
14 farm security resiliency grant board established pursuant to section  
15 four hundred forty-one of this article.

16 2. "Eligible weather condition" shall mean any of the following weath-  
17 er conditions:

18 (a) high winds;

19 (b) excessive moisture or precipitation, including hail, flooding, or  
20 excessive snowfall;

21 (c) prolonged lack of precipitation, including drought;

22 (d) extreme temperatures including heat or freeze conditions;

23 (e) widespread fire; or

24 (f) any other severe weather or growing condition determined by the  
25 board to substantially impact agricultural income.

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

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1 3. "Eligible losses" shall mean income lost or costs incurred as a  
2 result of eligible weather conditions, including:

3 (a) lost wages or other compensation;

4 (b) lost income from destroyed crops, livestock, or other agricultural  
5 products;

6 (c) debt payment or other ongoing costs;

7 (d) costs of replanting;

8 (e) costs of replacing livestock feed;

9 (f) infrastructure or equipment repair or replacement costs;

10 (g) farm road or access road repair costs;

11 (h) other losses as determined by the commissioner in consultation  
12 with the review board.

13 4. "Farm employer" shall mean a corporation, including a New York S  
14 corporation, a sole proprietorship, a limited liability company, or a  
15 partnership whose principal business is farming activity.

16 § 441. Farm security resiliency grant board. 1. There shall be estab-  
17 lished within the department the farm security resiliency grant board  
18 for purposes of advising the commissioner regarding the program estab-  
19 lished pursuant to this article.

20 2. The board shall consist of seven members selected for their experi-  
21 ence and expertise related to areas of board responsibility and  
22 comprised of diverse members of the agriculture industry, including:

23 (a) the commissioner or the commissioner's designee;

24 (b) the commissioner of the division of homeland security and emergen-  
25 cy services or such commissioner's designee;

26 (c) three representatives of agricultural organizations with demon-  
27 strated experience offering technical assistance to or advocacy on  
28 behalf of farmers, to be appointed by the commissioner; and

29 (d) two current farmers, to be appointed by the commissioner.

30 3. The terms of office of members of the board shall be three years.  
31 Members of the board may be reappointed for additional terms by the  
32 commissioner. Vacancies shall be filled by the commissioner for the  
33 remainder of the unexpired term and may be reappointed for additional  
34 terms by the commissioner.

35 4. A majority of appointed members of the board shall constitute a  
36 quorum.

37 5. The board shall meet at least quarterly and may meet additionally  
38 upon request of the commissioner.

39 § 442. Powers and duties of the board. The board shall advise the  
40 commissioner on matters relating to the program established pursuant to  
41 this article, including but not limited to sharing feedback from  
42 impacted parties including farmers and agricultural organizations and  
43 making recommendations related to program administration and efficiency.

44 § 443. Application process. 1. The commissioner shall develop an  
45 application form and process for farm employers to seek grant awards  
46 under this article. The application form developed pursuant to this  
47 subdivision shall include, but not be limited to, the following informa-  
48 tion:

49 (a) A description of the damage that occurred;

50 (b) An attestation that an eligible weather condition or event  
51 occurred;

52 (c) An estimate of eligible losses, including documentation as  
53 required by the commissioner;

54 (d) A year-end report of farm income and expenses from schedule F of  
55 United States Internal Revenue Form 1040 for the previous calendar year;  
56 and

1 (e) Documentation of any other funds sought or acquired related to the  
2 eligible weather condition or eligible losses, such as insurance.

3 2. Applications for a grant award under this article shall be made to  
4 the commissioner. Such applications may be made at any time and shall be  
5 processed in the order such application was received. Applications shall  
6 be accepted until all appropriated funds for grant awards pursuant to  
7 this article have been awarded for the applicable year.

8 § 444. Grant awards. 1. Upon receipt of an application for a grant  
9 award pursuant to this article, the commissioner shall make a determi-  
10 nation regarding the approval, disapproval, or modification of a grant  
11 award within thirty calendar days of such receipt, provided such appli-  
12 cation is administratively complete.

13 2. In making such determinations, the commissioner may modify the  
14 amount of the grant award from the amount requested.

15 3. Within the amount of monies appropriated for such purpose, the  
16 commissioner shall award grants to farm employers that have incurred  
17 substantial financial losses or substantial increased expenses as a  
18 result of eligible weather conditions.

19 4. Grants awarded pursuant to this section shall reimburse a farm  
20 employer for up to fifty percent of uninsured or otherwise uncovered  
21 eligible losses due to eligible weather conditions up to a maximum award  
22 of one hundred fifty thousand dollars per applicant per year.

23 5. Grants awarded pursuant to this section shall be distributed to  
24 awardees in a timely manner consistent with all applicable laws and  
25 regulations.

26 6. Applicants whose applications are not approved shall receive a  
27 written explanation from the commissioner of the reasons why such appli-  
28 cation was not approved.

29 § 445. Reporting. 1. By April first of each calendar year, the board  
30 shall submit an annual report to the governor and the legislature which  
31 includes, but need not be limited to:

32 (a) The total amount of grants awarded pursuant to this article within  
33 the previous calendar year;

34 (b) Information regarding the application process, including but not  
35 limited to the number of applications received and the number of appli-  
36 cations that were approved in the previous calendar year; and

37 (c) Any recommendations for improving the functioning of the program,  
38 including ways to improve accessibility for potential applicants.

39 § 2. This act shall take effect on the ninetieth day after it shall  
40 have become a law.