



NEW YORK STATE SENATOR

Joseph A. Griffo

## Griffo's wine ice cream bill among measures passed by Senate to support farming industry

JOSEPH A. GRIFFO March 21, 2017

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ALBANY – State Senator Joseph Griffo on Tuesday voted in the Senate to approve a series of measures that would help support New York's farmers and agriculture industry, including the Senator's proposal to lift packaging restrictions for wine ice cream.

Passed on **National Agriculture Day**, this comprehensive package of legislative bills would strengthen and preserve agriculture as New York's leading industry, Senator Griffo said. The

bipartisan measures help support farm workforce retention and expansion; create new tax credits for preserving farmland, transitioning to organic certification, and offering healthy options in communities; promote the use of local produce in schools; and help prepare new farmers for successful careers, among other initiatives.

“Our dedicated farmers have always been a significant factor in the economic success of New York State, so I am proud to join the Senate Majority in taking steps that would protect our agriculture professionals and better prepare them for the future,” **said Senator Griffo, R-Rome.** “By voting to restore the funding cuts that have threatened many farms across our state, we are continuing to provide the support and investments our farmers need to remain the state’s leading industry.”

Among these bills, Senator Griffo’s proposal – [S4265](#) – would lift the current minimum packaging requirements (at least one pint) for the sale of wine ice cream in order to meet consumer demand for smaller containers of wine ice cream for weddings, fundraisers, recreational tours and other events.

Locally, Mercer’s Dairy in Boonville invented wine ice cream, and it was Senator Griffo’s efforts 10 years ago that ultimately made it legal in 2008 for wine ice cream to be sold in New York State. But as wine ice cream continues to gain in popularity – statewide, nationally and across the globe – the pint-size containers are proving not to be the most practical for people to consume wine ice cream at many of the venues where it’s sold.

Tuesday’s measures build upon the Senate’s ongoing commitment to agriculture, including its role as the undisputed leader in restoring more than \$55 million in proposed state funding cuts since 2011. This funding has helped support investments in cutting-edge agricultural research, education for the next generation of family farmers, environmental stewardship, and protections for plant, animal, and public health.

The bill package would help further support the growth of agriculture in New York and create jobs by:

- **Doubling the Existing Farm Workforce Retention Credit: S2905**, sponsored by Senator Patty Ritchie, would help farmers meet consumer demands with a strong and steady workforce. The bill increases the Farm Workforce Retention Credit to \$500 per eligible employee this year, and \$1,200 per employee when fully effective, saving farmers an estimated \$60 million when fully implemented.
- **Helping Schools Purchase Local Produce: S1430**, sponsored by Senator Ritchie, would allow school districts offering bids for food services to include language that favors local or regional farm producers. This expands the market for local produce, encourages larger distributors to invest in smaller farms, and could help co-ops or farms without the resources to independently participate in a bidding process access local school procurement programs.
- **Creating a “Future Agriculture Readiness Marketing” Camp: S4660**, sponsored by Senator Ritchie, helps those new to the agriculture industry gain the valuable knowledge and tools needed to promote their businesses. This legislation would establish F.A.R.M. Camp, or Future Agriculture Readiness Marketing Camp. Offered once yearly to a select group of successful farmer-applicants, this camp will expose selectees to several of the best agriculture programs in the state. Each participant will have access to all that SUNY has to offer, allowing them to develop their business and themselves. An exclusive group of graduates from the program will also be granted additional aid in the form of grant funds to help them make their marketing plan a reality.

- **Increasing New Farmers' Access to Land: S4900**, sponsored by Senator Ritchie, directs the State Department of Agriculture and Markets to enhance access to viable agricultural land for new and beginning farmers. The agency would work with the Office of General Services to develop an inventory of state-owned real property that may be viable for farming. This would help younger farmers overcome frequent barriers that prevent them from gaining access to land and contribute to the aging of the farming population, such as the complex process of transferring ownership of farms and prohibitive capital costs.
- **Conserving Productive Land: S2479**, sponsored by Senator Ritchie, would create a statewide blueprint for conserving productive land and maintaining the vitality of agricultural production in New York State. The measure would require the state to propose programs that encourage the growth of emerging trends and practices that might benefit small- to mid-sized farms.
- **Creating a Farm Savings Account: S3835**, sponsored by Senator Ritchie, establishes a tax-deferred Farm Savings Account that will allow farmers to self-insure part of their risk to counteract strong cyclical downturns in the farm economy. Some of the methods used by farmers to help offset losses due to weather or other market forces include delaying the purchase of equipment and the repayment of loans. A farm savings account will offer farmers another management tool to help offset their costs.
- **Establishing a Young Farmer Advisory Board: S4021**, sponsored by Senator Ritchie, establishes a young farmer agriculture advisory board designed to advise and make recommendations on policies and programs affecting agriculture. Young and beginning farmers play a fundamental role in preventing the threat posed by the gradual aging of farmers and in the future success and growth of New York farms.

- **Providing Tax Credits for Organic Farm Transitions:** [S4721](#), sponsored by Senator Ritchie, creates a tax credit to increase the profit margin for certain agricultural products that meet any one of several industry standards for crop quality during the three-year transitional period to USDA Organic Certification. This will reduce the uncertainty farmers face when attempting to achieve USDA Organic Certification by providing them with an expanded market for their products and greater financial security during the transition period.
- **Offering Tax Exemptions for Organic Farm Transitions:** [S562](#), sponsored by Senator Catharine Young (R-C-I, 57<sup>th</sup> District) creates a real property tax exemption for the lands of a farm operation that are transitioning to organic. In 2011, New York ranked third in the nation in the total amount of organic farms with 597, with the state's certified organic farms selling a total of \$107 million produced commodities. This credit would foster the growth of these farms and is similar to an existing tax exemption for the replanting of vineyards and orchards.
- **Lifting Size Restrictions on Wine Ice Cream:** [S4265](#), sponsored by Senator Joseph Griffo (R-C-I, Rome), would lift the current minimum packaging requirements (at least one pint) for the sale of wine ice cream to meet consumer demand for smaller containers of wine ice cream for weddings, fundraisers, recreational tours and other events.
- **Creating the Healthy Options and Community Outreach Program:** [S943](#), sponsored by Senator Rich Funke (R-C-I, Fairport), would create the Healthy Options and Community Outreach Program to increase public awareness and address the issue of "food deserts" by creating a new tax credit for small grocers and convenience stores that commit to selling healthy food and drinks at their shops. Up to 100 percent of an improvement project's cost could become eligible for a credit if the owner expands,

purchases coolers or shelving for the purposes of selling healthier food options.

- **Preserving Farmland:** [S4535](#), sponsored by Senator Pam Helming (R-C-I, 54<sup>th</sup> District), encourages farmers - particularly those located in areas of the state with greater development pressure - to participate in farmland preservation efforts and remain stewards of their land for future generations by changing the maximum acreage for agricultural assessment of farm woodlands from 50 acres to 100 acres.
- **Helping Timber Harvesters:** [S368](#), sponsored by Senator Betty Little (R-C-I, Queensbury), authorizes the Department of Environmental Conservation (DEC) to execute contracts for timber or other forest products valued at under \$50,000 without approval from the state comptroller. Currently, any contract to harvest more than \$10,000 of timber on non-protected state lands must be approved by DEC and the State Comptroller's office, which can be time consuming and jeopardize timber harvesting timeframes.
- **Promoting Farm Cideries:** [S1078](#), sponsored by Senator David Valesky (D, Syracuse), would expand products sold by farm cideries and authorizing such cideries to sell cider to other licensees for resale.
- **Reducing Transportation Costs:** [S1240](#), sponsored by Senator Valesky, allows the New York State Thruway Authority to provide a discounted toll rate of half the normal toll to farmers transporting agricultural products. This measure would help give farmers some relief on high transportation costs for when they travel to ship goods to markets throughout the state.
- **Awarding Excellence in Agriculture:** [S1333](#), sponsored by Senator Leroy Comrie (D, Queens), provides a mechanism for the state develop an agriculture and food awards

program that would be provided to farmers, manufacturers and processors that produce exceptional products using locally-sourced ingredients, and also the businesses that make a special effort to market and promote them. These awards could also be presented to restaurants, food retailers, and schools and colleges that feature and promote New York farm foods.

The bills acted upon today – on [National Agriculture Day](#) - are among the latest efforts by the Senate to focus on growing New York agriculture from the ground up, and will now be sent to the Assembly for their consideration.

Last week, the Senate also passed a budget resolution that included extensive measures that invest in the state's farm workforce, support the next generation of farmers, and help farmers connect to new markets, among other initiatives to support farming's growth. Initiatives included:

- **\$12 million in restored funding for important agricultural programs cut by the 2017-2018 Executive Budget;**
- **\$60 million in tax relief for farmers** by doubling the existing Farm Workforce Retention Credit, as outlined above in S2905;
- **\$10 million** to help make additional investments in county fair facilities so that New Yorkers can continue to learn about agriculture and farms in their area.
- **Support for \$3 million for drought relief** in parts of Central and Western New York when lack of rain in 2016 caused severe crop losses;
- **\$1.8 million to expand access for 120,000 seniors to get free, fresh produce** at area farmer's markets;

- **An additional \$200,000 for Farm-to-Schools**, for a total of nearly \$1 million;
- **Expand Future Farmers of America (FFA)** by supporting and building upon the \$542,000 in the Executive Budget;
- **\$500,000 to help farmers with questions about employment laws and regulations** by providing access to Cornell-based specialists;
- **\$450,000 to help farmers expand to new markets**, especially those needing assistance to achieve organic certification;
- **\$250,000 for the Future Agriculture Readiness Marketing (FARM) Camps**, also outlined above in S4660;
- **\$200,000 for a "Seeds of Success" award** to promote and recognize school gardens and gardening programs across the state;
- **\$100,000 for "Farm to Table Trail" development** that directs consumers to local food and beverage options; and
- **An expansion of Pathways in Technology (P-TECH) agriculture programs** to create opportunities for high school students to achieve credits towards college study in agriculture.

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