
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 583 Session of
2019

INTRODUCED BY AUMENT, VOGEL, BARTOLOTTA, REGAN, SANTARSIERO,
J. WARD, MARTIN, STEFANO AND FOLMER, APRIL 25, 2019

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, APRIL 25, 2019

AN ACT

1 Amending the act of June 30, 1981 (P.L.128, No.43), entitled "An
2 act authorizing the creation of agricultural areas," further
3 providing for definitions and for purchase of agricultural
4 conservation easements.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 3 of the act of June 30, 1981 (P.L.128,
8 No.43), known as the Agricultural Area Security Law, is amended
9 by adding definitions to read:

10 Section 3. Definitions.

11 The following words and phrases when used in this act shall
12 have the meanings given to them in this section, unless the
13 context clearly indicates otherwise:

14 * * *

15 "Agritourism activity." Farm-related tourism or farm-related
16 entertainment activity that:

17 (1) takes place on a farm where agricultural,
18 horticultural or silvicultural crops are grown or farm
19 animals, rural animals or farmed fish are raised; and

1 (2) allows members of the general public, whether or not
2 for a fee, to tour, explore, observe, learn about,
3 participate in or be entertained by an aspect of agricultural
4 production, harvesting, husbandry or rural lifestyle that
5 occurs on the farm.

6 "Anticipated yearly gross income." Gross income normally
7 expected to be generated in one year, without occurrence of a
8 natural disaster or other occurrence or condition beyond the
9 operator's reasonable control.

10 * * *

11 "Farm." An operation commercially engaged in agriculture
12 that:

13 (1) is 10 or more acres in contiguous area; or

14 (2) has an anticipated yearly gross income of at least
15 \$2,000 from agricultural production.

16 * * *

17 Section 2. Section 14.1(c)(6)(v) of the act is amended and
18 paragraph (6) is amended by adding a subparagraph to read:

19 Section 14.1. Purchase of agricultural conservation easements.

20 * * *

21 (c) Restrictions and limitations.--An agricultural
22 conservation easement shall be subject to the following terms,
23 conditions, restrictions and limitations:

24 * * *

25 (6) An agricultural conservation easement shall not
26 prevent:

27 * * *

28 (v) Customary part-time or off-season minor or rural
29 enterprises and activities, other than agritourism
30 activities, which are provided for in the county

1 Agricultural Conservation Easement Purchase Program

2 approved by the State board under subsection (d).

3 * * *

4 (vii) An agritourism activity that:

5 (A) is incidental to a farm's agricultural use;

6 (B) does not render a portion of the restricted
7 land incapable of being immediately converted to
8 agricultural use; and

9 (C) has been deemed to be an agritourism
10 activity by a county board. The following shall
11 apply:

12 (I) If an application is received at least
13 seven days prior to the next scheduled meeting of
14 a county board, the application shall be
15 considered at the scheduled meeting.

16 (II) If an application is received less than
17 seven days prior to the next scheduled meeting of
18 a county board, the application shall be
19 considered at the next meeting subsequent to the
20 scheduled meeting.

21 * * *

22 Section 3. The amendment of section 14.1(c)(6) of the act
23 shall apply to agricultural conservation easements executed
24 after June 29, 1981.

25 Section 4. This act shall take effect in 60 days.