

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 396  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “agency” insert “or refer a complaint to the State agricultural mediation program in the Department of Agriculture”; in line 5, after “agency” insert “or a certain certification from the Department”; and in line 6, after “agencies” insert “from certain requirements”.

AMENDMENT NO. 2

On page 2, after line 37, insert:

“(3) IF THERE IS NO LOCAL AGENCY AUTHORIZED TO HEAR A NUISANCE COMPLAINT AGAINST AN AGRICULTURAL OPERATION, A PERSON MAY NOT BRING A NUISANCE ACTION AGAINST AN AGRICULTURAL OPERATION IN ANY COURT UNTIL:

(I) THE PERSON HAS REFERRED A COMPLAINT TO THE STATE AGRICULTURAL MEDIATION PROGRAM IN THE DEPARTMENT OF AGRICULTURE UNDER TITLE 1, SUBTITLE 1A OF THE AGRICULTURE ARTICLE; AND

(II) THE DEPARTMENT CERTIFIES THAT MEDIATION HAS BEEN CONCLUDED.”.