

SB1029/384732/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1029
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Middleton” and substitute “Senators Middleton, Dyson, and Jennings”; in line 20, strike “adopting or”; in line 21, after “operation” insert “for a certain period of time; stating that, if the Program is terminated, an agricultural operation certified at the time of termination shall remain certified for the duration of the certification period”; in line 27, strike “the Department of Agriculture” and substitute “a certified verifier”; and in line 31, after “frequency;” insert “requiring a certified verifier conducting an on-site inspection to provide the certified agricultural operation with certain information during the on-site inspection;”.

On page 2, in line 13, after the first “the” insert “verifier”; in line 22, after “Environment” insert “and a certified verifier”; in line 23, after the first “certain” insert “records and”; in line 24, strike “Department of Agriculture from disclosing” and substitute “disclosure of”; in line 25, after “records” insert “and information”; in line 28, after “or” insert “permanently”; in line 31, strike “, with approval from the Department of the Environment;” and in line 32, after “regulations” insert “and to make certain recommendations related to the Program”.

AMENDMENT NO. 2

On page 3, in line 7, strike “CROPS” and substitute “LAND”.

AMENDMENT NO. 3

On page 3, strike beginning with “CERTIFY” in line 24 down through “MEETS” in line 25 and substitute “ACCELERATE THE IMPLEMENTATION OF AGRICULTURAL BEST MANAGEMENT PRACTICES TO MEET”.

(Over)

AMENDMENT NO. 4

On page 4, in line 19, after “DEPARTMENT” insert “UNDER SUBTITLE 8 OF THIS TITLE”; in line 20, strike “MINIMUM”; in line 21, strike “ALLOCATION LOADS” and substitute “LOAD REDUCTIONS”; in line 23, after “THE” insert “FULL IMPLEMENTATION OF THE MOST RECENT”; in the same line, after “LOAD” insert “AS APPROVED BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY”; and in line 25, strike “THE” and substitute “ALL APPLICABLE”.

On page 5, in line 9, strike “CONDUCTING AN” and substitute “AN”; in the same line, after “INSPECTION” insert “IS CONDUCTED BY A CERTIFIED VERIFIER,”; in the same line, after “THE” insert “ASSISTANCE OF THE”; and in line 10, strike the comma.

AMENDMENT NO. 5

On page 7, in line 7, strike “REQUIREMENTS” and substitute “STATE OR LOCAL LAWS AND REGULATIONS”; in line 9, strike “LOADS” and substitute “LOAD REDUCTIONS”; and in line 15, after “THE” insert “APPLICATION OR”.

On page 8, in line 7, after “ENFORCE” insert “STATE OR LOCAL”; in line 8, after “STANDARDS” insert “ADOPTED AFTER THE DATE OF CERTIFICATION”; and in line 10, after “SUBTITLE” insert “UNTIL THE END OF THE CERTIFICATION PERIOD.”

(D) IF THE PROGRAM ESTABLISHED UNDER THIS SUBTITLE IS TERMINATED, AN AGRICULTURAL OPERATION CERTIFIED UNDER THE PROGRAM SHALL:

(1) REMAIN CERTIFIED FOR THE REMAINDER OF THE CERTIFICATION PERIOD FOR THE AGRICULTURAL OPERATION; AND

(2) BE SUBJECT TO STATE AND LOCAL LAWS OR REGULATIONS APPLICABLE AT THE TIME OF CERTIFICATION”.

AMENDMENT NO. 6

On page 8, in line 21, strike “AND” and substitute:

“4. A SUMMARY OF NUTRIENTS APPLIED BY SOURCE AND CROP TYPE; AND”;

and in line 22, strike “4.” and substitute “5.”.

AMENDMENT NO. 7

On page 9, in line 13, after “(A)” insert “**(1)**”; in lines 15 and 19, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in line 15, after “INSPECTION” insert “**, AS DEFINED BY REGULATIONS ADOPTED UNDER THIS SUBTITLE,**”; after line 22, insert:

“(2) THE INSPECTIONS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE CONDUCTED BY A CERTIFIED VERIFIER DETERMINED BY THE DEPARTMENT.”;

in line 24, strike “A” and substitute “**:**”

(1) A;

in line 25, after “REQUIREMENTS” insert “**, INCLUDING:**”

(I) EFFORTS TO MANAGE SOIL CONSERVATION AND WATER QUALITY; AND

(II) NUTRIENT APPLICATION, INCLUDING LOCATION, RATE, SOURCE, AND TIMING, BY CROP; AND

(2) NOTICE TO THE CERTIFIED AGRICULTURAL OPERATION AT THE TIME OF THE ON-SITE INSPECTION OF ALL NEW STATE AND LOCAL LAWS AND REGULATIONS ENACTED OR ADOPTED SINCE THE DATE OF CERTIFICATION”;

and strike beginning with “THAT” in line 32 down through “EFFECT” in line 33 and substitute “ADOPTED OR ENACTED”.

AMENDMENT NO. 8

On page 10, in line 18, strike “(B)(1) AND (2)”.

On page 11, in line 6, strike “§ 8-1004 OF”.

AMENDMENT NO. 9

On page 11, in line 8, strike “PROTECTS” and substitute “PROVIDES THE GREATEST PUBLIC DISCLOSURE OF RECORDS AND INFORMATION WHILE PROTECTING”; in line 26, strike “THE DEPARTMENT MAY NOT DISCLOSE ANY” and substitute “EXCEPT AS PROVIDED IN § 8-1007(B) OF THIS SUBTITLE,”; in the same line, after “RECORDS” insert “AND INFORMATION”; and in line 27, after the first “OPERATION” insert “MAY NOT BE DISCLOSED BY ANY STATE AGENCY, DEPARTMENT, OR CERTIFIED VERIFIER”.

AMENDMENT NO. 10

On page 12, in lines 5 and 12, in each instance, after “OR” insert “PERMANENTLY”; strike beginning with “TO” in line 9 down through “OPERATION” in line 10 and substitute “AS A VERIFIER”; and in line 11, after “CERTIFICATION” insert “FOR AN AGRICULTURAL OPERATION OR A VERIFIER”.

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AMENDMENT NO. 11

On page 13, in line 3, after “**TO**” insert “**OR TERMINATION OF**”.