

SENATE BILL 127

M4

(4lr0101)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Environmental Matters* —

Introduced by **Chair, Education, Health, and Environmental Affairs Committee**
(By Request – Departmental – Agriculture)

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Department of Agriculture – Manure Transportation Project**

3 FOR the purpose of authorizing the Department of Agriculture to determine the
4 amount of certain cost-share matching funds provided under the Manure
5 Transportation Project; repealing certain caps on the per ton amount of
6 cost-share matching funds available under the Manure Transportation Project;
7 and generally relating to the Manure Transportation Project.

8 BY repealing and reenacting, with amendments,

9 Article – Agriculture

10 Section 8-704.2

11 Annotated Code of Maryland

12 (2007 Replacement Volume and 2013 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Agriculture**

4 8–704.2.

5 (a) (1) In this section the following words have the meanings indicated.

6 (2) “Commercial poultry producer” means any entity that contracts
7 with a farmer to raise poultry for the producer on property owned or leased by the
8 farmer.

9 (3) “Project” means the Manure Transportation Project.

10 (b) It is the intent of the General Assembly that:

11 (1) The State and the commercial poultry producers shall facilitate the
12 prompt transportation of poultry litter from farms in all areas of the State that
13 experience phosphorus overenrichment;

14 (2) The State shall facilitate the transfer of livestock manure from
15 farms in all parts of the State that experience phosphorus overenrichment;

16 (3) The Project shall encourage voluntary participation to achieve the
17 removal of poultry litter produced by at least 20% of the poultry in the four lower
18 Eastern Shore counties in Maryland; and

19 (4) The Project shall be implemented in conjunction with the Manure
20 Matching Service set forth in § 8–704.1 of this subtitle.

21 (c) The purpose of the Project is to establish a cost share matching program
22 to assist in the transportation of poultry or livestock manure from farms:

23 (1) To be used on land with soil having the capacity to hold additional
24 phosphorus; or

25 (2) To be used in environmentally acceptable ways other than land
26 application.

27 (d) The State shall provide [funding]:

28 (1) **FUNDING** for the Project by matching, **IN AN AMOUNT**
29 **DETERMINED BY THE DEPARTMENT**, the amount of funds contributed by the
30 commercial poultry producer industry for eligible costs, as determined by the
31 Department, associated with the transportation and handling of poultry litter[. The

1 State share may not exceed \$10 per ton for poultry manure or 87.5% up to \$20 per ton
2 for livestock manure.]; AND

3 **(2) UP TO 87.5% OF THE TRANSPORTATION AND HANDLING**
4 **COSTS, AS DETERMINED BY THE DEPARTMENT, PER TON FOR LIVESTOCK**
5 **MANURE.**

6 (e) The Department of Agriculture shall adopt regulations authorizing the
7 disbursement of cost-share matching funds consistent with the purposes of the
8 Project.

9 (f) The Department of Agriculture shall provide the assistance necessary to
10 ensure that poultry or livestock manure is tested in accordance with departmental
11 procedures before transportation of the manure occurs.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 ~~October~~ July 1, 2014.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.