

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 70
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “the” insert “Wildlife Management and Protection Fund, the Wetlands Compensation Fund, and the”; in line 14, after “5-909(c)(3)” insert “and 16-205(d) and (e)”; in line 19, strike “and 8-2107” and substitute “, 8-2107, and 10-308.1(f)(1)”; and after line 26, insert:

“BY repealing and reenacting, with amendments,

Article - Natural Resources

Section 10-308.1(f)(1)

Annotated Code of Maryland

(1990 Replacement Volume and 1995 Supplement)

(As enacted by Chapter 460 of the Acts of the General Assembly of 1994)”.

AMENDMENT NO. 2

On page 2, after line 14, insert:

“16-205.

(d) Funds in the Wetlands Compensation Fund may be appropriated only for acquisition AND CONSERVATION of wetland areas by the State, INCLUDING COST SHARING ASSISTANCE TO LANDOWNERS IN THE MANAGEMENT AND CONTROL OF PHRAGMITES UNDER TITLE 8, SUBTITLE 21 OF THE NATURAL RESOURCES ARTICLE.

(e) Funds appropriated in the budget for wetlands acquisition AND CONSERVATION under this section:

(Over)

(1) Shall remain available until expended; and

(2) May not be reverted under any other provision of law.”.

AMENDMENT NO. 3

On page 3, in line 2, after “FUND” insert “, THE WETLANDS COMPENSATION FUND, THE WILDLIFE MANAGEMENT AND PROTECTION FUND, OR FEDERAL FUNDS”; in line 3, strike “FUND” and insert “FUNDS”; after line 4, insert:

“(IV) THE DEPARTMENT SHALL REQUIRE VERIFICATION OF A LANDOWNER’S EXPENSES BEFORE THE LANDOWNER MAY RECEIVE MONEY FROM THE COST SHARING PROGRAM.”;

after line 14, insert:

“(5) IN LIEU OF CASH PAYMENTS TO LANDOWNERS, THE DEPARTMENT MAY SUBSTITUTE IN-KIND SERVICES OF EQUAL VALUE.”;

and in line 15, strike “(5)” and substitute “(6)”.

AMENDMENT NO. 4

On page 4, in line 4, after “ASSISTANCE” insert “AND PROCEDURES FOR THE IMPLEMENTATION OF THE COST SHARING PROGRAM”.

On page 4, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Natural Resources

10-308.1.

(f) (1) All revenues accruing to the Wildlife Management and Protection Fund from sales of the migratory wild waterfowl stamps shall be expended solely for the following purposes:

(i) Waterfowl projects included in an approved State program to create, develop, enhance, maintain, and manage nesting cover, winter foods, and other habitat components on public lands to satisfy the habitat requirements of a broad range of wintering waterfowl and native waterfowl species; and

(ii) Not more than 30% to adopt and implement a program to eradicate the species *Myocastor coypu* (nutria) and to control the species *Phragmites communis* (phragmites) [consistent with subparagraph (i) of this paragraph] ON PRIVATE LANDS.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Natural Resources

10-308.1.

(f) (1) All revenues accruing to the Wildlife Management and Protection Fund from sales of the migratory wild waterfowl stamps shall be expended solely for [waterfowl] THE FOLLOWING PURPOSES:

(I) WATERFOWL projects included in an approved State program to create, develop, enhance, maintain, and manage nesting cover, winter foods, and other habitat components on public lands to satisfy the habitat requirements of a broad range of wintering waterfowl and native waterfowl species; AND

(II) NOT MORE THAN 30% TO ADOPT AND IMPLEMENT A PROGRAM TO CONTROL THE SPECIES PHRAGMITES COMMUNIS (PHRAGMITES) ON PRIVATE LANDS.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 3 of this Act is contingent on the taking effect of the termination provision specified in Section 5 of Chapter 460 of the Acts of the General Assembly of 1994. If that termination provision takes effect, Section 2 of this Act shall be void. This Act may not be interpreted to have any effect on that termination provision.”;
in line 5, strike “2.” and substitute “5.”; and in line 5, after “That” insert “, subject to the provisions

of Section 4 of this Act,”.