

BY: Senator Colburn

AMENDMENTS TO SENATE BILL NO. 178

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 12 down through “certified;” in line 15 and substitute “requiring certain persons who apply nutrients to land for hire to be certified nutrient management consultants or work under a certified nutrient management consultant; establishing certain educational requirements for certain persons who apply nutrients to certain land;”.

On page 2, in line 10, strike “and 8-805” and substitute “8-805, and 8-806”; and in line 25, strike “and 8-806”.

AMENDMENT NO. 2

On page 8, strike in their entirety lines 6 through 9, inclusive; in lines 10 and 12, strike all of the brackets; in lines 10 and 12, strike “(C)” and “(D)”, respectively; and in line 16, strike “(E)” and substitute “(D)”.

On pages 13 and 14, strike in their entirety the lines beginning with line 8 on page 13 through line 9 on page 14, inclusive, and substitute:

“8-803.3.

(A) (1) A PERSON WHO APPLIES NUTRIENTS FOR HIRE SHALL BE A CERTIFIED NUTRIENT MANAGEMENT CONSULTANT OR WORK UNDER A NUTRIENT MANAGEMENT CONSULTANT CERTIFIED UNDER § 8-803 OF THIS ARTICLE.

(2) A PERSON WHO APPLIES NUTRIENTS FOR HIRE WHO IS NOT A CERTIFIED NUTRIENT MANAGEMENT CONSULTANT SHALL MAKE AVAILABLE DOCUMENTATION, IN THE FORM OF A WORK ORDER, BILL OF LADING, OR SIMILAR DOCUMENT, TO THE LANDOWNER OR LAND MANAGER THAT THE PERSON IS

(Over)

WORKING UNDER A CERTIFIED NUTRIENT MANAGEMENT CONSULTANT.

(3) THE SECRETARY SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SUBSECTION.

(B) (1) THIS SUBSECTION DOES NOT APPLY TO:

(I) A PERSON WHO APPLIES NUTRIENTS TO 10 ACRES OR LESS OF LAND EACH YEAR; OR

(II) A PERSON WHO APPLIES NUTRIENTS FOR HIRE.

(2) A PERSON WHO ENGAGES IN THE ACTIVITY OF APPLYING NUTRIENTS TO LAND WHICH THE PERSON OWNS OR MANAGES SHALL COMPLETE AN EDUCATIONAL PROGRAM IN NUTRIENT APPLICATION EVERY 3 YEARS.

(3) (I) THE SECRETARY, IN CONSULTATION WITH THE NUTRIENT MANAGEMENT ADVISORY COMMITTEE UNDER § 8-804 OF THIS SUBTITLE, SHALL CREATE OR APPROVE EDUCATIONAL PROGRAMS UNDER THIS SUBSECTION.

(II) THE NUTRIENT APPLICATION EDUCATIONAL PROGRAMS SHALL BE OFFERED AT SITES DISTRIBUTED THROUGHOUT THE STATE.

(III) THE DEPARTMENT SHALL ISSUE A VOUCHER OF COMPLETION TO A PARTICIPANT UPON COMPLETION OF AN EDUCATIONAL PROGRAM UNDER THIS SUBSECTION.

(IV) THE DEPARTMENT SHALL MAINTAIN A REGISTRY OF PERSONS WHO HAVE RECEIVED VOUCHERS OF COMPLETION IN A NUTRIENT APPLICATION EDUCATIONAL PROGRAM UNDER THIS SUBSECTION.”.

On page 16, strike beginning with “(NUTRIENT” in line 24 down through “(APPLICATOR)” in line 25; strike in their entirety lines 26 and 27; in lines 28, 29, and 30, strike all of the brackets; and in lines 28, 29, and 30, strike “(3)”, “(4)”, and “(5)”, respectively.