

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 572

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “regulations;” insert “requiring certain extractions of sand and gravel to be in accordance with certain provisions of law; requiring the Foundation to submit a certain report by a certain date; providing for the termination of this Act;”; and in line 10, strike “2-513” and substitute “2-504”.

AMENDMENT NO. 2

On pages 1 through 3, strike beginning with line 16 on page 1 through line 29 on page 3 and substitute:

“2-504.

(A) The Maryland Agricultural Land Preservation Foundation has the following general powers:

- (1) To sue and be sued in contractual matters in its own name;
- (2) To enter into contracts generally and to execute all instruments necessary or appropriate to carry out its purposes;
- (3) To acquire, by gift, purchase, devise, bequest or grant, easements in gross or other rights to restrict the use of agricultural land and woodland as may be designated to maintain the character of the land as agricultural land or woodland;
- (4) To adopt, with the approval of the Secretary, regulations and procedures necessary to implement the provisions of this subtitle; and

(Over)

(5) To promote the dissemination of information to farmers throughout the State concerning the activities of the Foundation.”.

On page 3, in line 30, strike “(6) (I)” and substitute “(B) (1) (I)”;

in the same line, strike “FOR” and substitute “TO DETERMINE THE IMPACT OF”; and strike beginning with “SUBJECT” in line 31 down through “FOUNDATION” in line 33 and substitute “IN NOT MORE THAN THREE AGRICULTURAL DISTRICTS ESTABLISHED UNDER THIS SUBTITLE.”.

(II) THE FOUNDATION MAY ADOPT REGULATIONS TO IMPLEMENT THE PILOT PROGRAM ESTABLISHED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH”;

in line 36, strike “SUBJECT TO AN EASEMENT UNDER THIS SUBTITLE” and substitute “IN AN AGRICULTURAL DISTRICT”; and in lines 34, 35, and 37, strike “(II)”, “1.”, and “2.”, respectively, and substitute “(2)”, “(I)”, and “(II)”, respectively.

On page 4, in lines 1, 4, 6, 8, and 9, strike “3.”, “4.”, “5.”, “6.”, and “(III)”, respectively, and substitute “(III)”, “(V)”, “(VI)”, “(VII)”, and “(3)”, respectively; after line 3, insert:

“(IV) ASSESSMENT OF THE AGRICULTURAL PRODUCTIVITY OF THE RECLAIMED LAND AFTER THE EXTRACTION OF SAND AND GRAVEL;”;

in line 4, strike “SUBJECT TO EASEMENT” and substitute “IN AN AGRICULTURAL DISTRICT”; and strike in their entirety lines 11 through 14, inclusive, and substitute:

“(4) UNDER THE PILOT PROGRAM, ANY EXTRACTION OF SAND OR GRAVEL FROM LAND IN AN AGRICULTURAL DISTRICT SHALL BE IN ACCORDANCE WITH TITLE 15, SUBTITLE 8 OF THE ENVIRONMENT ARTICLE.”.

(5) ON OR BEFORE JANUARY 1, 2004, THE FOUNDATION SHALL SUBMIT A REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY THAT EVALUATES THE PILOT PROGRAM ESTABLISHED UNDER THIS SUBSECTION.”.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1999. It shall remain effective for a period of 5 years and, at the end of June 30, 2004, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.