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By: **Senator Pipkin**

Introduced and read first time: January 31, 2003

Assigned to: Education, Health, and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Environment - Dredged Material Management - Duties of Executive**  
3                                   **Committee**

4 FOR the purpose of requiring the Executive Committee overseeing the development  
5 of the State's plan for dredged material management to, in conjunction with  
6 stakeholders, review the State's dredging needs and placement requirements  
7 and make certain recommendations to the Governor; and generally relating to  
8 the duties of the Executive Committee.

9 BY repealing and reenacting, with amendments,  
10 Article - Environment  
11 Section 5-1104.2  
12 Annotated Code of Maryland  
13 (1996 Replacement Volume and 2002 Supplement)

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

16                                   **Article - Environment**

17 5-1104.2.

18 (a) There is an Executive Committee created to provide oversight in the  
19 development of the State of Maryland's plans for dredged material management.

20 (b) (1) The Executive Committee shall consist of:

21 (i) The Secretary of Transportation, or the Secretary's designee;

22 (ii) The Secretary of Natural Resources, or the Secretary's designee;

23 (iii) The Secretary of the Environment, or the Secretary's designee;

24 (iv) A representative of the Chesapeake Bay Foundation, designated  
25 by the Chesapeake Bay Foundation;

1 (v) A representative of the Management Committee of the Dredged  
2 Material Placement Program; and

3 (vi) A citizen representative, appointed by the Governor.

4 (2) The Governor shall invite the following people to serve as members of  
5 the Executive Committee:

6 (i) A representative of the Army Corps of Engineers, Philadelphia  
7 District; and

8 (ii) A representative of the Army Corps of Engineers, Baltimore  
9 District.

10 (c) The Executive Committee shall meet as needed, but not less than  
11 semiannually.

12 (d) The Executive Committee shall:

13 (1) IN CONJUNCTION WITH STAKEHOLDERS:

14 (I) REVIEW THE STATE'S DREDGING NEEDS AND PLACEMENT  
15 REQUIREMENTS; AND

16 (II) RECOMMEND TO THE GOVERNOR NOVEL AND INNOVATIVE  
17 METHODS OF MINIMIZING THE QUANTITIES OF DREDGED MATERIAL WHILE  
18 SUSTAINING MARITIME COMMERCE IN THE PORT OF BALTIMORE;

19 (2) Review and recommend to the Governor dredged material placement  
20 options, including, but not limited to, the placement sites identified in the October 1,  
21 2000 Report to the Maryland General Assembly regarding the Governor's Strategic  
22 Plan for Dredged Material Management, to fill short-term capacity needs as specified  
23 in § 5-1102(d)(2)(ii);

24 [(2)] (3) Review and recommend to the Governor elements, as part of a  
25 continuous and long-term strategic plan for dredged material management, including  
26 changes to the plan; and

27 [(3)] (4) Review and recommend to the Governor dredged material  
28 disposal sites for long-term dredged material placement capacity based on the  
29 following hierarchy:

30 (i) Beneficial use and innovative reuse of dredged material;

31 (ii) Upland sites and other environmentally sound confined  
32 capacity;

33 (iii) Expansion of existing dredged material disposal capacity other  
34 than the Hart-Miller Island Dredged Material Containment Facility and areas  
35 collectively known as Pooles Island, including G-West and Site 92; and

1 (iv) Other dredged material placement options to meet long-term  
2 placement needs, except for redepositing dredged material in an unconfined manner.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2003.