

SENATE BILL 19

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SB 391/03 - EHE

2004 Regular Session
4r0958

(PRE-FILED)

By: **Senator Pipkin**

Requested: November 14, 2003

Introduced and read first time: January 14, 2004

Assigned to: Education, Health, and Environmental Affairs

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 2003 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, 2004.