

# SENATE BILL 38

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By: **Senator Pipkin**

Introduced and read first time: January 16, 2007

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 of  
5 the State’s plan for dredged material management to review, in conjunction  
6 with stakeholders, the State’s dredging needs and placement requirements and  
7 make certain recommendations to the Governor; and generally relating to the  
8 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 2006 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:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (i) The Secretary of Transportation, or the Secretary's designee;
- 2 (ii) The Secretary of Natural Resources, or the Secretary's  
3 designee;
- 4 (iii) The Secretary of the Environment, or the Secretary's  
5 designee;
- 6 (iv) A representative of the Chesapeake Bay Foundation,  
7 designated by the Chesapeake Bay Foundation;
- 8 (v) A representative of the Management Committee of the  
9 Dredged Material Placement Program; and
- 10 (vi) A citizen representative, appointed by the Governor.

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

- 13 (i) A representative of the Army Corps of Engineers,  
14 Philadelphia District; and
- 15 (ii) A representative of the Army Corps of Engineers, Baltimore  
16 District.

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

19 (d) The Executive Committee shall:

20 (1) **IN CONJUNCTION WITH STAKEHOLDERS:**

21 **(I) REVIEW THE STATE'S DREDGING NEEDS AND**  
22 **PLACEMENT REQUIREMENTS; AND**

23 **(II) RECOMMEND TO THE GOVERNOR NOVEL AND**  
24 **INNOVATIVE METHODS OF MINIMIZING THE QUANTITIES OF DREDGED**  
25 **MATERIAL WHILE SUSTAINING MARITIME COMMERCE IN THE PORT OF**  
26 **BALTIMORE;**

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

6           **[(2)] (3)** Review and recommend to the Governor elements, as part of  
7 a continuous and long-term strategic plan for dredged material management,  
8 including changes to the plan; and

9           **[(3)] (4)** Review and recommend to the Governor dredged material  
10 disposal sites for long-term dredged material placement capacity based on the  
11 following hierarchy:

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

13                   (ii) Upland sites and other environmentally sound confined  
14 capacity;

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

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

21           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2007.