

HOUSE BILL 132

M4, P1

6lr1362

By: ~~Delegates Lafferty, Healey, Lierman, and S. Robinson~~ S. Robinson, Carr, and Bromwell

Introduced and read first time: January 20, 2016

Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 8, 2016

CHAPTER _____

1 AN ACT concerning

2 **State Government – Pollinator Habitat Plans**

3 FOR the purpose of requiring ~~certain State agencies that own or manage property or land~~
4 the Department of Natural Resources, the Maryland Environmental Service, and the
5 State Highway Administration, in consultation with the Department of Agriculture,
6 to each establish a certain pollinator habitat ~~plans~~ plan on or before a certain date;
7 requiring ~~certain State agencies~~ the Department of Natural Resources, the Maryland
8 Environmental Service, and the State Highway Administration to make a certain
9 pollinator habitat ~~plans~~ plan publicly available in a certain manner on or before a
10 certain date; requiring ~~certain State agencies~~ the Department of Natural Resources,
11 the Maryland Environmental Service, and the State Highway Administration to
12 implement a certain pollinator habitat ~~plans~~ plan on or before a certain date;
13 requiring ~~certain State agencies~~ the Department of Natural Resources, the Maryland
14 Environmental Service, and the State Highway Administration to each report to
15 certain committees of the General Assembly on or before a certain date; and
16 generally relating to pollinator habitat plans.

17 BY adding to

18 Article – Agriculture

19 Section 2–1701 to be under the new subtitle “Subtitle 17. Pollinator Habitat Plans”

20 Annotated Code of Maryland

21 (2007 Replacement Volume and 2015 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Agriculture**

4 **SUBTITLE 17. POLLINATOR HABITAT PLANS.**

5 **2-1701.**

6 (A) (1) ON OR BEFORE JULY 1, 2017, SUBJECT TO PARAGRAPH (2) OF
7 THIS SUBSECTION, ~~A STATE AGENCY THAT OWNS OR MANAGES PROPERTY OR LAND~~
8 THE DEPARTMENT OF NATURAL RESOURCES, THE MARYLAND ENVIRONMENTAL
9 SERVICE, AND THE STATE HIGHWAY ADMINISTRATION, IN CONSULTATION WITH
10 THE DEPARTMENT, EACH SHALL ESTABLISH A POLLINATOR HABITAT PLAN FOR
11 ~~EACH PROPERTY OR PIECE OF LAND OWNED OR MANAGED BY THE STATE AGENCY.~~

12 (2) ~~THE A~~ POLLINATOR HABITAT ~~PLANS~~ PLAN REQUIRED UNDER
13 THIS SUBSECTION ~~SHALL~~:

14 (I) SHALL INCLUDE BEST MANAGEMENT PRACTICES FOR THE
15 MAINTENANCE, CREATION, ENHANCEMENT, AND RESTORATION OF POLLINATOR
16 HABITATS;

17 (II) SHALL ADHERE TO THE DEPARTMENT'S MANAGED
18 POLLINATOR PROTECTION PLAN;

19 (III) MAY NOT REQUIRE AN ACTION ON LAND THAT IS
20 INCONSISTENT WITH ANY FEDERAL, STATE, OR LOCAL LAW, REGULATION, RULE, OR
21 GUIDANCE THAT APPLIES TO THE LAND; AND

22 (IV) MAY NOT REQUIRE THE CREATION OF POLLINATOR
23 HABITAT ON PRODUCTIVE FARMLAND.

24 (B) ~~A STATE AGENCY THAT IS REQUIRED TO ESTABLISH POLLINATOR~~
25 ~~HABITAT PLANS UNDER SUBSECTION (A) OF THIS SECTION~~ THE DEPARTMENT OF
26 NATURAL RESOURCES, THE MARYLAND ENVIRONMENTAL SERVICE, AND THE
27 STATE HIGHWAY ADMINISTRATION EACH SHALL:

28 (1) ON OR BEFORE SEPTEMBER 1, 2017, MAKE AVAILABLE TO THE
29 PUBLIC ON ITS WEB SITE THE REQUIRED POLLINATOR HABITAT ~~PLANS ON THE~~
30 ~~STATE AGENCY'S WEB SITE~~ PLAN ESTABLISHED IN ACCORDANCE WITH SUBSECTION
31 (A) OF THIS SECTION; AND

1 (2) ON OR BEFORE JULY 1, 2018, IMPLEMENT THE ~~REQUIRED~~
2 POLLINATOR HABITAT ~~PLANS~~ PLAN ESTABLISHED IN ACCORDANCE WITH
3 SUBSECTION (A) OF THIS SECTION.

4 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018,
5 ~~a State agency that is required to establish pollinator habitat plans under this Act shall~~
6 the Department of Natural Resources, the Maryland Environmental Service, and the State
7 Highway Administration each shall report to the Senate Education, Health, and
8 Environmental Affairs Committee and the House Environment and Transportation
9 Committee, in accordance with § 2-1246 of the State Government Article, on the pollinator
10 habitat ~~plans~~ plan established in accordance with § 2-1701 of the Agriculture Article, as
11 enacted by Section 1 of this Act.

12 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
13 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.