

HB0253/273926/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 253

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Delegate Shetty**” and substitute “**Delegates Shetty, Ciliberti, Foley, Holmes, J. Long, Love, T. Morgan, Ruth, Stewart, and Ziegler**”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“(2) (I) “ACTIVE FOOD SCRAP COMPOSTING” MEANS MATERIAL TO BE COMPOSTED UNDER SUBSECTION (C)(3)(II) OF THIS SECTION AND MATERIAL IN THE PROCESS OF BEING COMPOSTED.

“(II) “ACTIVE FOOD SCRAP COMPOSTING” DOES NOT INCLUDE ANY FINAL SOIL AMENDMENT PRODUCED.”;

in lines 6, 10, 17, 21, 25, and 29, strike “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively, and substitute “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively; in line 23, after “INCLUDE” insert a colon; in line 24, strike “ANIMAL” and substitute:

“1. ANIMAL”;

and in the same line, after “MORTALITIES” insert “**; OR**

2. INDUSTRIAL ANIMAL PROCESSING RESIDUALS”.

**HB0253/273926/01 Environment and Transportation Committee
Amendments to HB 253
Page 2 of 3**

On page 3, in line 5, strike “(8)” and substitute “(9)”; in line 29, strike “and”; after line 29, insert:

**“(VI) REQUIRE THAT A NEW COMPOSTING FACILITY BE
CONSTRUCTED AND OPERATED IN ACCORDANCE WITH:**

**1. ANY REGULATIONS ADOPTED BY THE
DEPARTMENT;**

**2. A NUTRIENT MANAGEMENT PLAN, IF REQUIRED
UNDER COMAR 15.20.07; AND**

**3. A. A SOIL CONSERVATION AND WATER QUALITY
PLAN IN ACCORDANCE WITH COMAR 26.04.11.06 THAT DESCRIBES THE
COMPOSTING FACILITY COMPONENTS AND DESIGN, SCHEDULE FOR STORAGE
AND UTILIZATION OF THE MATERIALS, SYSTEM MAINTENANCE, AND
OPERATIONAL PROCEDURES; OR**

**B. AN AGRICULTURAL WASTE MANAGEMENT SYSTEM
PLAN IN ACCORDANCE WITH COMAR 26.04.11.06 THAT DESCRIBES THE
COMPOSTING FACILITY COMPONENTS AND DESIGN, SCHEDULE FOR STORAGE
AND UTILIZATION OF THE MATERIALS, SYSTEM MAINTENANCE, AND
OPERATIONAL PROCEDURES; AND”;**

and in line 30, strike “(vi)” and substitute “(VII)”.

On page 4, in line 1, after “AN” insert “OPERATOR OF AN”; in line 3, strike “40,000” and substitute “10,000”; in line 7, strike “OPERATOR” and substitute “OWNER OR LESSEE OF THE FARM”; in line 20, after “OF” insert “OFF-SITE TYPE 2”;

**HB0253/273926/01 Environment and Transportation Committee
Amendments to HB 253
Page 3 of 3**

in line 22, after the first “THE” insert “OFF-SITE TYPE 2”; in line 23, strike “AND”; in line 24, strike “3” and substitute “5”; after line 24, insert:

“3. PROVIDES THE RECORDS TO THE DEPARTMENT ON REQUEST FOR THE PURPOSE OF INSPECTION; AND”;

and after line 26, insert:

“(4) ON OR BEFORE DECEMBER 1, 2028, THE DEPARTMENT SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY THAT ANALYZES THE IMPACT OF ON-FARM COMPOSTING FACILITIES IN MARYLAND, INCLUDING:

(I) THE AMOUNT OF FOOD WASTE DIVERTED FROM LANDFILLS;

(II) AN ESTIMATE OF THE AMOUNT OF FINISHED SOIL AMENDMENT PRODUCED BY ON-FARM COMPOSTING FACILITIES OPERATING UNDER THIS SECTION;

(III) OPERATIONAL CHALLENGES EXPERIENCED BY ON-FARM COMPOSTING FACILITIES;

(IV) VIOLATIONS AND ENFORCEMENT ACTIONS THAT HAVE ARISEN AS A RESULT OF THE EXPANSION OF FACILITIES UNDER THIS SECTION; AND

(V) RECOMMENDATIONS ON THE FEASIBILITY OF EXPANDING FACILITIES TO ALLOW FOR UP TO 40,000 SQUARE FEET TO BE USED FOR FOOD SCRAP COMPOSTING ACTIVITIES.”.