

AMENDMENTS TO SENATE BILL NO. 1171

Sponsor: SENATOR BROOKS

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1 Amend Bill, page 1, lines 1 through 7, by striking out all of
2 said lines and inserting

3 Amending Titles 3 (Agriculture) and 27 (Environmental Resources)
4 of the Pennsylvania Consolidated Statutes, in nutrient
5 management and odor management, further providing for the
6 Nutrient Management Advisory Board; and, in Agricultural
7 Advisory Board, further providing for establishment of board.

8 Amend Bill, page 1, lines 10 through 20; pages 2 through 9,
9 lines 1 through 30; page 10, lines 1 and 2; by striking out all
10 of said lines on said pages and inserting

11 Section 1. Section 510(a) and (d) of Title 3 of the
12 Pennsylvania Consolidated Statutes are amended to read:
13 § 510. Nutrient Management Advisory Board.

14 (a) Creation.--There is created the Nutrient Management
15 Advisory Board. The board shall consist of 16 members appointed
16 by the chairman of the commission and approved by a two-thirds
17 vote of the commission. The members so appointed shall consist
18 of [five] six active commercial farm owners or operators
19 representing the livestock, swine, meat poultry, egg poultry and
20 dairy industry nominated by Statewide general farm
21 organizations, one veterinary nutrition specialist, one
22 representative from the feed industry, one representative from
23 the fertilizer industry, [one representative of commercial
24 agricultural lenders,] one representative of local government,
25 one representative of academia who shall be an agronomist or
26 plant scientist faculty member of the school of agriculture of a
27 Pennsylvania college or university, one representative of
28 academia who shall be an animal science faculty member with an
29 expertise in odor management from the school of agriculture of a
30 college or university within this Commonwealth, one hydrologist,
31 two citizen representatives who are not farmers and one
32 environmental representative, all of whom shall have sufficient
33 knowledge, experience or familiarity with agronomic practices,
34 nutrient management practices or odor management practices and
35 all of whom shall be residents of this Commonwealth. The six

1 active commercial farm owners or operators shall be nominated in
2 a manner that provides representation of the northwest, north
3 central, northeast, southwest, south central and southeast
4 regions of this Commonwealth, corresponding to the regions
5 served by the Department of Environmental Protection regional
6 offices. Two of the six active commercial farm owners or
7 operators shall hold an active concentrated animal feeding
8 operation permit as required by the act of June 22, 1937
9 (P.L.1987, No.394), known as The Clean Streams Law.

10 * * *

11 (d) Duties.--The board shall review and comment on all
12 commission proposed regulations, the interim guidelines under
13 section 504(2) (relating to powers and duties of commission) and
14 the interim criteria under section 504(5) developed to implement
15 the provisions of this chapter. The commission shall have no
16 power to promulgate regulations, interim guidelines or interim
17 criteria under this chapter until receipt of written comments on
18 the proposed regulations, guidelines or criteria from the board
19 or until [60] 90 days have expired from the date when the
20 regulations, guidelines or criteria were submitted by the
21 commission to the board for its comments. Existing regulations,
22 guidelines and criteria shall continue until modified,
23 superseded or repealed by the commission.

24 * * *

25 Section 2. Section 702(b) of Title 27 is amended by adding a
26 paragraph to read:

27 § 702. Establishment of board.

28 * * *

29 (b) Members.--The following persons shall comprise the
30 board:

31 * * *

32 (7) Two members appointed by the secretary that hold an
33 active concentrated animal feeding operation permit as
34 required by the act of June 22, 1937 (P.L.1987, No.394),
35 known as The Clean Streams Law.

36 * * *

37 Section 3. Members of the Nutrient Management Advisory
38 Board, as of the effective date of this section, shall continue
39 to serve as members until their present terms of office expire.

40 Section 4. This act shall take effect in 60 days.