

March 12, 2001

**H 570. DISAPPROVE TAR-PAMLICO AGRICULTURAL RULE.** *TO DISAPPROVE THE AMENDMENTS TO THE ADMINISTRATIVE RULE ENTITLED "TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY."* Disapproves described administrative rule (15A NCAC 2B .0256), which was approved by Environmental Management Comm'n on 10/12/00 and by Rules Review Commission on 11/20/00.

**Intro. by Allen, Edwards, Warwick.**

Ref. to Environment	GS 150B
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April 24, 2001

**H 570. TAR-PAMLICO AGRICULTURAL RULE.** Intro. 3/12/01. House committee substitute makes the following changes to 2nd edition. Rewrites bill and changes title to *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE ADMINISTRATIVE RULE ENTITLED TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY WITH CERTAIN MODIFICATIONS, TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO INCORPORATE THESE MODIFICATIONS INTO A REVISED ADMINISTRATIVE RULE, AND TO DIRECT THE SOIL AND WATER CONSERVATION COMMISSION TO ADOPT STANDARD BEST MANAGEMENT PRACTICES AND A NUTRIENT LOADING ACCOUNTING METHODOLOGY.* Original bill disapproved the administrative rule cited in title (codified at 15A NCAC 2B .0256). This committee substitute provides that the rule is to become effective July 1, 2001, with the following provisions. (1) Calls for the appointment of a Local Advisory Committee for each county or watershed affected within the Tar-Pamlico River Basin, consisting of a representative of the local Soil and Water Conservation District, a representative of the US Natural Resources Conservation Service, a representative of the NC Cooperative Extension Service, a representative of the NC Division of Soil and Water Conservation, a representative of the Dep't of Agriculture and Consumer Services appointed by the Comm'r, and between five and 10 farmers who reside in the county or watershed. (2) Defines, for purposes of 15A NCAC 2B .0256 the term "agricultural operation," with its coverage depending on the use to which the land is put, and in the case of livestock or poultry, specifies sizes of operations. (3) Defines, for purposes of 15A NCAC 2B .0256 the term "commercial." (4) Provides that the nutrient removal function of trees that are harvested in connection with an agricultural operation is to be replaced through other measures to meet local nutrient reduction goals and to maintain local nutrient control strategies. (5) Calls for the Soil and Water Conservation Comm'n to adopt standard best management practices and a nutrient loading accounting methodology by July 1, 2002. (5) Permits rules to enforce the act.

July 24, 2001

**H 570. TAR-PAMLICO AGRICULTURAL RULE.** Intro. 3/12/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE ADMINISTRATIVE RULE ENTITLED "TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY" WITH CERTAIN MODIFICATIONS, TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO INCORPORATE THESE MODIFICATIONS INTO A REVISED ADMINISTRATIVE RULE, AND TO DIRECT THE SOIL AND WATER CONSERVATION COMMISSION TO APPROVE BEST MANAGEMENT PRACTICES AND A NUTRIENT LOADING POINT SYSTEM FOR PASTURE-BASED PRODUCTION AND MANAGEMENT OF LIVESTOCK.* Changes date for appointment of Local Advisory Committee from Sept. 1, 2001, to Nov. 1, 2001. Changes definition of "agricultural operation" at 15A NCAC 2B.0256 to increase threshold of swine from 25 to 150, of sheep from 15 to 120, of goats from 20 to 130, of turkeys from 160 to 350, and of chickens from 1,000 to 3,500. Adds provision to include in definition the onetime harvest of trees on land within a riparian buffer described in 15 NCAC 2b.0259 that is open farmland on Sept. 1, 2001. Requires harvesting of trees to comply with Forest Practices Guidelines Related to Water Quality codified at 15A NCAC 11. Defines other terms, including agricultural incentive program, commercial, local agricultural agency, open

farmland, tree, and tree cropping interval. Requires Soil and Water Conservation Comm'n to approve initial best management practices for pasture-based production or management of livestock no later than Sept. 1, 2002, and to approve a point system applicable to pasture management practices by that same date. Requires Basin Oversight Committee to incorporate point system into accounting methodology. Permits Environmental Management Comm'n to adopt temporary rules.

August 13, 2001

**SL 2001-355 (H 570). TAR-PAMLICO AGRICULTURAL RULE.** *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE ADMINISTRATIVE RULE ENTITLED "TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY" WITH CERTAIN MODIFICATIONS, TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO INCORPORATE THESE MODIFICATIONS INTO A REVISED ADMINISTRATIVE RULE, AND TO DIRECT THE SOIL AND WATER CONSERVATION COMMISSION TO APPROVE BEST MANAGEMENT PRACTICES AND A NUTRIENT LOADING POINT SYSTEM FOR PASTURE-BASED PRODUCTION AND MANAGEMENT OF LIVESTOCK.* Summarized in *Daily Bulletin* 3/12/01, 4/24/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001. If the Environmental Management Commission adopts a temporary rule as provided in subsection (b) of Section 5 of this act, Sections 2 and 3 of this act expire when the temporary rule becomes effective. Section 4 of this act expires upon a finding by the Environmental Management Commission that the long-term maintenance of nutrient loads in the Tar-Pamlico River Basin is assured.