

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE DRS35103-MH-60 (02/27)

Short Title: Eliminate Unnecessary Testing/Animal Waste. (Public)

Sponsors: Senator Walters (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ELIMINATE UNNECESSARY SOIL TESTING REQUIREMENTS IN  
3 ANIMAL WASTE MANAGEMENT PLANS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 143-215.10C(e) reads as rewritten:

6 "(e) An animal waste management plan for an animal operation shall include all of the  
7 following components:

8 ...

9 (6) Provisions regarding periodic testing of waste products used as nutrient  
10 sources as close to the time of application as practical and at least within 60  
11 days of the date of application and periodic testing, at least ~~annually, once~~  
12 every three years, of soils at crop sites where the waste products are applied.  
13 Nitrogen shall be a rate-determining element. Phosphorus shall be evaluated  
14 according to the nutrient management standard approved by the Soil and  
15 Water Conservation Commission of the Department of Agriculture and  
16 Consumer Services and the Natural Resources Conservation Service of the  
17 United States Department of Agriculture for facilities that are required to be  
18 permitted under 40 Code of Federal Regulations § 122, as amended at 73  
19 Federal Register 70418 (November 20, 2008). If the evaluation demonstrates  
20 the need to limit the application of phosphorus in order to comply with the  
21 nutrient management standard, then phosphorus shall be a rate-determining  
22 element. Zinc and copper levels in the soils shall be monitored, and  
23 alternative crop sites shall be used when these metals approach excess levels.

24 ...."

25 **SECTION 2.** This act becomes effective July 1, 2013, and applies to any animal  
26 waste management plan submitted to or approved by the Department after that date.



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