

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2302 Session of
2002

INTRODUCED BY BUNT, DALEY, DeWEESE, S. MILLER, ADOLPH, ARGALL,
ARMSTRONG, M. BAKER, BASTIAN, BELFANTI, CAPPELLI, CLYMER,
M. COHEN, EGOLF, J. EVANS, FICHTER, FORCIER, GORDNER,
GRUCELA, HARHAI, HENNESSEY, HERMAN, HERSHEY, HESS, HORSEY,
HUTCHINSON, MAJOR, MCGILL, McILHATTAN, R. MILLER, NAILOR,
PALLONE, PHILLIPS, PICKETT, ROBERTS, ROSS, RUBLEY, SANTONI,
SATHER, SAYLOR, SEMMEL, SHANER, B. SMITH, SOLOBAY, STERN,
E. Z. TAYLOR, TIGUE, TRICH, WANSACZ, G. WRIGHT AND
YOUNGBLOOD, JANUARY 24, 2002

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,
JANUARY 24, 2002

AN ACT

1 Amending the act of May 20, 1993 (P.L.38, No.11), entitled "An
2 act establishing the Agricultural Advisory Board in the
3 Department of Environmental Resources and prescribing its
4 powers; and providing for review by the board of certain
5 proposed rules and regulations," further providing for
6 establishment of board; and making editorial changes.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The title and section 1 of the act of May 20,
10 1993 (P.L.38, No.11), known as the Department of Environmental
11 Resources Agricultural Advisory Board Act, are amended to read:

AN ACT

13 Establishing the Agricultural Advisory Board in the Department
14 of Environmental [Resources] Protection and prescribing its
15 powers; and providing for review by the board of certain
16 proposed rules and regulations.

1 Section 1. Short title.

2 This act shall be known and may be cited as the Department of
3 Environmental [Resources] Protection Agricultural Advisory Board
4 Act.

5 Section 2. The definitions of "department" and "secretary"
6 in section 2 of the act are amended to read:

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall
9 have the meanings given to them in this section unless the
10 context clearly indicates otherwise:

11 * * *

12 "Department." The Department of Environmental [Resources]
13 Protection of the Commonwealth.

14 * * *

15 "Secretary." The Secretary of Environmental [Resources]
16 Protection of the Commonwealth.

17 * * *

18 Section 3. Section 3 of the act is amended to read:

19 Section 3. Establishment of board.

20 (a) Creation.--There is hereby established in the Department
21 of Environmental [Resources] Protection the Agricultural
22 Advisory Board.

23 (b) Members.--The following persons shall comprise the
24 board:

25 (1) Representatives of the Pennsylvania [Farmers
26 Association] Farm Bureau, the Pennsylvania State Grange,
27 PennAg Industries Association and the Pennsylvania Farmers
28 Union. Each of these organizations shall annually name one
29 person to represent it under this paragraph.

30 (2) A dairy producer, a livestock producer, a poultry

1 producer, a grain producer, a fruit producer, a vegetable
2 producer, a representative of the ornamental horticultural
3 industry, a producer engaged in sustainable agriculture and a
4 representative from the agri-business industry. The Governor
5 shall appoint these representatives to sit for a three-year
6 term. Representatives appointed under this paragraph must
7 receive a majority of their gross income from the activity
8 which they represent.

9 (3) Representatives of the Pennsylvania Association of
10 Conservation District Directors and The Pennsylvania State
11 University. Each of these organizations shall annually name
12 one person to represent it under this paragraph.

13 (4) Representatives of the Federal [Soil Conservation
14 Service] Farm Service Agency and the Federal [Agricultural
15 Stabilization and] Natural Resources Conservation Service.
16 Each of these organizations shall annually name one person to
17 represent it under this paragraph ex officio.

18 (5) Representatives of the Department of Agriculture and
19 the Department of Environmental [Resources] Protection. Each
20 department shall annually name one person to represent it
21 under this paragraph ex officio.

22 (6) The chairman and the minority chairman of the
23 Agriculture and Rural Affairs Committee of the Senate or
24 their designees and the chairman and the minority chairman of
25 the Agriculture and Rural Affairs Committee of the House of
26 Representatives or their designees to represent the General
27 Assembly [ex officio].

28 (c) Chairman.--The members designated under subsection

29 (b)(1) shall annually rotate as board chairman.

30 (d) Staff.--The Department of Environmental [Resources]

- 1 Protection shall furnish the board with administrative support.
- 2 Section 4. This act shall take effect in 60 days.