

2. SCIENTIFICALLY VALIDATED DATA FOR THE DEVELOPMENT OF A NUTRIENT MANAGEMENT PLAN AS DEFINED BY THE DEPARTMENT IN REGULATION; and

(vi) Existing best management practices.

(2) Each nutrient management plan shall provide flexibility for management decisions that may be required by conditions beyond the control of the farmer.

(b) (1) [Each] A SUMMARY OF EACH nutrient management plan shall be filed AND UPDATED with the Department[:

(i) When it is developed; and

(ii) Each time it is updated] AT A TIME AND IN A FORM THAT THE DEPARTMENT REQUIRES BY REGULATION.

(2) [Submission of the plan shall include a grant by the property owner or operator to the Department of a right of entry on the property to evaluate compliance with the plan as long as the Department:

(i) Enters the property in daylight hours at a reasonable time that allows the property owner or operator the opportunity to be present; and

(ii) Conducts its evaluation in a manner that minimizes any inconvenience to the farmer.

(3)] The Department shall maintain a copy of each [nutrient management plan] SUMMARY for 3 years in a manner that protects the identity of the individual for whom the nutrient management plan was prepared.

8-803.

(a) To apply for certification as a nutrient management consultant, an applicant shall:

(1) Submit to the Department an application on the form the Department requires; and

(2) Pay to the Department the certification fee stated in § 8-806 of this subtitle.

(b) The Department shall certify any individual who:

(1) Meets the requirements of this subtitle;

(2) Meets the Department's educational requirements, including a program on the proper application of nutrients;

(3) Passes a Department approved examination; and

(4) (i) Is employed by a person licensed under this subtitle; or

(ii) Holds a license as required by this subtitle.