

8-803.1.

(A) IN THIS SECTION, "GROSS INCOME" MEANS THE ACTUAL INCOME THAT IS RECEIVED IN A CALENDAR YEAR THAT RESULTS DIRECTLY FROM THE FARM OR AGRICULTURAL USE OF THE LAND.

(B) THIS SECTION DOES NOT APPLY TO:

(1) AN AGRICULTURAL OPERATION WITH LESS THAN \$2,500 IN GROSS INCOME; OR

(2) A LIVESTOCK OPERATION WITH LESS THAN EIGHT ANIMAL UNITS AS DEFINED IN 40 C.F.R. PART 122, APPENDIX B.

(C) THE GOVERNOR SHALL PROVIDE SUFFICIENT FUNDING IN EACH FISCAL YEAR'S BUDGET TO:

(1) ASSIST IN THE DEVELOPMENT OF NUTRIENT MANAGEMENT PLANS;

(2) MEET THE TECHNICAL ASSISTANCE AND EVALUATION REQUIREMENTS OF THIS SECTION;

(3) MEET THE STATE'S REQUIREMENTS FOR THE IMPLEMENTATION OF THE POULTRY LITTER TRANSPORTATION PILOT PROJECT UNDER § 8-704.2 OF THIS TITLE; AND

(4) PROVIDE STATE ASSISTANCE UNDER THE MARYLAND AGRICULTURAL WATER QUALITY COST SHARE PROGRAM IN THE DEPARTMENT.

(D) (1) STATE COST SHARING MAY BE MADE AVAILABLE TO FARMERS TO HELP OFFSET THE COSTS OF HAVING A NUTRIENT MANAGEMENT PLAN PREPARED BY A CERTIFIED NUTRIENT MANAGEMENT CONSULTANT WHO IS NOT EMPLOYED BY THE FEDERAL, STATE, OR A LOCAL GOVERNMENT.

(2) STATE COST SHARE FUNDS ARE TO BE MADE AVAILABLE FOR ELIGIBLE COSTS UP TO 50% PER ACRE, NOT TO EXCEED \$3 PER ACRE.

(3) THE SECRETARY OF AGRICULTURE SHALL ADOPT REGULATIONS AUTHORIZING THE DISBURSEMENT OF STATE COST SHARING FUNDS UNDER THIS SUBSECTION.

(A) (E) (1) BY JULY 1, 2000 DECEMBER 31, 2001, A PERSON WHO OPERATES, IN OPERATING A FARM, USES CHEMICAL FERTILIZER, SHALL HAVE A NUTRIENT MANAGEMENT PLAN FOR NITROGEN AND PHOSPHORUS THAT MEETS THE REQUIREMENTS OF THIS SUBTITLE.

(2) (I) BY JULY 1, 2000 DECEMBER 31, 2001, A PERSON WHO, IN OPERATING A FARM, USES SLUDGE OR ANIMAL MANURE, SHALL HAVE A NUTRIENT MANAGEMENT PLAN FOR NITROGEN.

(II) BY JULY 1, 2002 JULY 1, 2004, A PERSON WHO, IN OPERATING A FARM, USES SLUDGE OR ANIMAL MANURE, SHALL HAVE A NUTRIENT MANAGEMENT PLAN FOR NITROGEN AND PHOSPHORUS.