

~~ORDER UNDER THIS SUBSECTION MAY TAKE A DIRECT JUDICIAL APPEAL IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.~~

~~(C) APPROVAL OF A NUTRIENT MANAGEMENT PLAN IS CONTINGENT ON THE PROPERTY OWNER GRANTING TO THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF THE ENVIRONMENT A RIGHT OF ENTRY ONTO THE PROPERTY AT ANY REASONABLE TIME TO EVALUATE IF THE PROPERTY OWNER OR OPERATOR OF THE FARM IS COMPLYING WITH THE NUTRIENT MANAGEMENT PLAN.~~

~~(L) THE DEPARTMENT SHALL DETERMINE COMPLIANCE WITH THE PROVISIONS OF THIS SECTION.~~

8-803.2.

~~(A) THE GOVERNOR SHALL PROVIDE SUFFICIENT FUNDING IN EACH FISCAL YEAR'S BUDGET TO MEET THE TECHNICAL ASSISTANCE AND EVALUATION REQUIREMENTS OF § 8-803.1 OF THIS SUBTITLE.~~

~~(B) (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 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 \$2 PER ACRE.~~

~~(2) THE SECRETARY OF AGRICULTURE SHALL ADOPT REGULATIONS AUTHORIZING THE DISBURSEMENT OF STATE COST SHARING FUNDS UNDER THIS SUBSECTION.~~

8-803.3.

~~(A) THIS SECTION DOES NOT APPLY TO A PERSON WHO APPLIES NUTRIENTS TO:~~

~~(1) 10 ACRES OR LESS OF LAND EACH YEAR; AND~~

~~(2) PROPERTY THAT THE PERSON OWNS OR MANAGES.~~

~~(B) A PERSON MAY NOT APPLY NUTRIENTS TO LAND UNLESS THE PERSON IS:~~

~~(1) A CERTIFIED NUTRIENT APPLICATOR, OR~~

~~(2) UNDER THE SUPERVISION OF A CERTIFIED NUTRIENT APPLICATOR.~~

~~(C) TO APPLY FOR CERTIFICATION AS A NUTRIENT APPLICATOR, A PERSON SHALL:~~

~~(1) SUBMIT TO THE DEPARTMENT AN APPLICATION ON THE FORM THE DEPARTMENT REQUIRES; AND~~

~~(2) PAY TO THE DEPARTMENT A CERTIFICATION FEE IN ACCORDANCE WITH § 8-806 OF THIS SUBTITLE.~~

~~(D) THE DEPARTMENT SHALL CERTIFY ANY PERSON WHO:~~