



Agriculture & Rural Affairs Committee

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SENATE BILL: 1020

PRINTER'S NUMBER: 1278

ANALYSIS NUMBER: 04443

PRIME SPONSOR: MIKE BRUBAKER

ANALYSIS:

A04443 removes language mandating that resources and staff contributions from agencies to the State Conservation Commission and/or local conservation districts be specified in the agreement developed between the Commission and the Departments of Agriculture and Environmental Protection. This agreement is currently developed by these entities to describe the Commission's duties under the act.

Language is added to the section authorizing delegation of regulatory and enforcement functions from any agency to a local conservation district to require a delineation of duties to be performed, the authority under which they are to be performed, an analysis of funding sources, an estimation of potential funding available (if any) and factors that may affect potential funding. Additionally, this agreement is to list any other resources, services and support, including staff, which may be provided to the conservation district.

Language is added specifically giving authority to the Commission to administer tax credit programs (such as the Resource Enhancement And Protection, REAP, program).

A provision is added authorizing the Commission to review fees for services established by conservation districts for the purpose of determining the appropriateness of the fee.

Other minor changes are made.

AMENDMENTS TO SENATE BILL NO. 1020

Sponsor:

Printer's No. 1278

1 Amend Sec. 1 (Sec. 2), page 2, line 14, by striking out "the"
2 and inserting

3 a

4 Amend Sec. 3 (Sec. 4), page 3, line 16, by striking out "act"
5 and inserting

6 and other acts

7 Amend Sec. 3 (Sec. 4), page 3, lines 18 and 19, by striking
8 out the colon in line 18, "(i) Specifically" in line 19 and
9 inserting

10 specifically

11 Amend Sec. 3 (Sec. 4), page 3, lines 22 through 27, by
12 striking out all of said lines

13 Amend Sec. 3 (Sec. 4), page 3, line 29, by striking out "act"
14 and inserting

15 and other acts

16 Amend Sec. 3 (Sec. 4), page 6, line 1, by striking out "act"
17 and inserting

18 and other acts

19 Amend Sec. 3 (Sec. 4), page 10, line 15, by inserting
20 brackets before and after the period after "Law" and inserting
21 immediately thereafter an underscored semicolon

22 Amend Sec. 3 (Sec. 4), page 10, line 19, by removing the

1 period after "districts" and inserting

2 *i*

3 (m) To review fees for services established by conservation
4 districts for the purpose of determining if such fees are
5 reasonable in relation to the scope of the service to be
6 provided;

7 (n) To develop, implement and enforce programs which meet
8 the purposes of this act, including nutrient management and odor
9 management under 3 Pa.C.S. Ch. 5 (relating to nutrient
10 management and odor management) and resource enhancement and
11 protection tax credits under Article XVII-E of the act of March
12 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971."

13 Amend Sec. 3 (Sec. 4), page 11, line 2, by striking out

14 "grant and loan programs" and inserting

15 grant, loan and tax credit programs

16 Amend Sec. 3 (Sec. 4), page 11, line 2, by inserting after

17 "source"

18 and other

19 Amend Sec. 7 (Sec. 9), page 17, line 30, by inserting a

20 bracket before "not"

21 Amend Sec. 7 (Sec. 9), page 18, line 1, by inserting a

22 bracket after "agencies"

23 Amend Sec. 7 (Sec. 11), page 19, line 22, by inserting

24 brackets before and after "such districts" and inserting

25 immediately thereafter

26 any districts organized hereunder

27 Amend Sec. 7 (Sec. 11), page 20, by inserting between lines

28 23 and 24

29 (d) Any delegation agreement entered into by a district and
30 any agency of this Commonwealth under this subsection and
31 approved by the commission under section 4(5) must include all
32 of the following:

33 (i) A clear delineation of the duties to be performed;

34 (ii) A clear delineation of the authorities under which the
35 duties will be performed;

36 (iii) An analysis of funding sources available;

37 (iv) An estimation of the amount of funds or compensation,
38 if any, to be provided;

39 (v) Any conditions, limitations or other factors that affect
40 or potentially affect the proposed funding sources;

41 (vi) Any additional resources, services and support,

1 including staff, that may be provided to the conservation
2 district.
3 Amendments to the delegation agreement shall be made in writing
4 and approved by the commission.

5 Amend Sec. 7 (Sec. 11), page 20, lines 24 through 26, by
6 inserting a bracket before "(3)" in line 24 and after
7 "agreement." in line 26