

CHAPTER 268
FORMERLY
HOUSE BILL NO. 282

AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO THE NUTRIENT MANAGEMENT COMMISSION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 2222, Chapter 22, Title 3 of the Delaware Code by making insertions as shown by underlining and deletions as shown by strikethrough to read as follows:

§ 2222. Composition; appointment; qualifications and term; compensation; vacancies; civil liability.

(a) The Delaware Nutrient Management Commission shall consist of 15 voting members and 4 ex officio members. The 15 voting members shall consist of the Director of the Division of Watershed Stewardship of the Delaware Department of Natural Resources and Environmental Control or his/her designee, 4 members appointed by the Governor, 3 members appointed by the President Pro Tempore of the Senate, 2 members appointed by the Senate Minority Leader, 3 members appointed by the Speaker of the House, and 2 members appointed by the House Minority Leader.

(b) The 14 appointed members of the Commission shall be residents of the State, shall have participated in the industry or organization they represent for at least 5 years, and shall consist of 7 full-time farmers (2 from New Castle County, 2 from Kent County, and 3 from Sussex County), 1 commercial/agricultural nutrient applicator, 1 member of the commercial nursery industry, 1 golf course/lawn care industry representative, 2 members from 1 or more community-based environmental advocacy groups, 1 nutrient consultant, and 1 public citizen. The 7 full-time farmers shall further consist of:

- (1) One dairy farmer;
- (2) One swine producer;
- (3) One equine operation owner;
- ~~(3)~~ ~~(4)~~ ~~Three~~ Two poultry farmers; and
- ~~(4)~~ ~~(5)~~ Two row-crop farmers (1 grain and 1 vegetable).

Approved June 25, 2012