

# HOUSE BILL 676

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CF SB 254

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By: **Delegates Otto, Afzali, Cane, Conway, Eckardt, Frank, Haddaway–Riccio, Hershey, Hough, Jacobs, Malone, McDermott, McIntosh, Norman, and Smigiel**

Introduced and read first time: February 9, 2011

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Livestock and Poultry Care Advisory Board**

3 FOR the purpose of establishing the Maryland Livestock and Poultry Care Advisory  
4 Board; establishing the membership and charge of the Board; requiring the  
5 Board to elect the chair of the Board; providing for the terms of the members  
6 and chair of the Board; requiring the Department of Agriculture to provide staff  
7 for the Board; prohibiting a member from receiving certain compensations, but  
8 authorizing a member to receive certain reimbursements; and generally relating  
9 to the Maryland Livestock and Poultry Care Advisory Board.

10 BY adding to

11 Article – Agriculture

12 Section 2–1601 through 2–1606 to be under the new subtitle “Subtitle 16.

13 Maryland Livestock and Poultry Care Advisory Board”

14 Annotated Code of Maryland

15 (2007 Replacement Volume and 2010 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Agriculture**

19 **SUBTITLE 16. MARYLAND LIVESTOCK AND POULTRY CARE ADVISORY BOARD.**

20 **2–1601.**

21 **IN THIS SUBTITLE, “BOARD” MEANS THE MARYLAND LIVESTOCK AND**  
22 **POULTRY CARE ADVISORY BOARD.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **2-1602.**

2 **THERE IS A MARYLAND LIVESTOCK AND POULTRY CARE ADVISORY**  
3 **BOARD.**

4 **2-1603.**

5 **(A) THE BOARD SHALL CONSIST OF:**

6 **(1) THE SECRETARY OF AGRICULTURE, OR THE SECRETARY'S**  
7 **DESIGNEE;**

8 **(2) THE DEAN OF THE COLLEGE OF AGRICULTURE AND**  
9 **NATURAL RESOURCES AT THE UNIVERSITY OF MARYLAND, COLLEGE PARK, OR**  
10 **THE DEAN'S DESIGNEE; AND**

11 **(3) THE FOLLOWING MEMBERS, APPOINTED BY THE SECRETARY:**

12 **(I) ONE VETERINARIAN THAT SPECIALIZES IN THE**  
13 **TREATMENT OF FARM ANIMALS, CHOSEN FROM A LIST OF THREE CANDIDATES**  
14 **SUBMITTED BY THE MARYLAND VETERINARY MEDICAL ASSOCIATION;**

15 **(II) ONE PERSON CHOSEN FROM A LIST OF THREE**  
16 **CANDIDATES SUBMITTED BY THE MARYLAND FARM BUREAU;**

17 **(III) TWO PERSONS CHOSEN FROM A LIST OF FIVE**  
18 **CANDIDATES SUBMITTED BY THE PROFESSIONAL ANIMAL WORKERS OF**  
19 **MARYLAND;**

20 **(IV) ONE PERSON CHOSEN FROM A LIST OF THREE**  
21 **CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING DAIRY**  
22 **CATTLE;**

23 **(V) ONE PERSON CHOSEN FROM A LIST OF THREE**  
24 **CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING BEEF**  
25 **CATTLE;**

26 **(VI) ONE PERSON CHOSEN FROM A LIST OF THREE**  
27 **CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING POULTRY**  
28 **SPECIES;**

29 **(VII) ONE PERSON CHOSEN FROM A LIST OF THREE**  
30 **CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING OVINE**  
31 **AND CAPRINE SPECIES;**

1                   (VIII) ONE PERSON CHOSEN FROM A LIST OF THREE  
2 CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING EQUINE  
3 SPECIES;

4                   (IX) ONE PERSON CHOSEN FROM A LIST OF THREE  
5 CANDIDATES SUBMITTED BY A STATE ORGANIZATION REPRESENTING PORCINE  
6 SPECIES; AND

7                   (X) THREE REPRESENTATIVES FROM LIVESTOCK OR  
8 POULTRY SECTORS THAT ARE INADEQUATELY REPRESENTED UNDER ITEMS (I)  
9 THROUGH (IX) OF THIS PARAGRAPH.

10                (B) OF THE MEMBERS APPOINTED BY THE SECRETARY, EACH SHALL BE  
11 A RESIDENT OF THE STATE.

12                (C) IF A REGULATED LOBBYIST IS APPOINTED TO SERVE AS A MEMBER  
13 OF THE BOARD, THE LOBBYIST IS NOT SUBJECT TO:

14                   (1) § 15-504(D) OF THE STATE GOVERNMENT ARTICLE; OR

15                   (2) § 15-703(F)(3) OF THE STATE GOVERNMENT ARTICLE AS A  
16 RESULT OF THAT SERVICE.

17                (D) (1) EXCEPT FOR THE INITIAL TERMS OF THE BOARD, THE TERM  
18 OF A MEMBER IS 4 YEARS.

19                   (2) THE TERMS OF THE INITIAL MEMBERS:

20                   (I) SHALL BE STAGGERED AT THE DISCRETION OF THE  
21 SECRETARY; AND

22                   (II) MAY NOT EXCEED 4 YEARS.

23                   (3) A MEMBER MAY SERVE CONSECUTIVE TERMS.

24                (E) (1) THE BOARD SHALL ELECT A CHAIR FROM AMONG ITS  
25 MEMBERS.

26                   (2) THE TERM OF THE CHAIR IS 1 YEAR.

27                   (3) THE CHAIR MAY NOT SERVE MORE THAN TWO CONSECUTIVE  
28 TERMS AS CHAIR.

1           **(F) THE DEPARTMENT SHALL PROVIDE STAFF FOR THE BOARD.**

2   **2-1604.**

3           **WITH RESPECT TO THE CARE AND WELL-BEING OF LIVESTOCK AND**  
4 **POULTRY, THE BOARD SHALL:**

5                   **(1) COMPILE AND REVIEW SCIENCE-BASED STANDARDS THAT**  
6 **HAVE BEEN ADOPTED BY THE AGRICULTURAL INDUSTRY;**

7                   **(2) DEVELOP AND MAINTAIN STANDARDS FOR EDUCATIONAL**  
8 **PURPOSES TO AID PRODUCERS AND LOCAL ANIMAL WELFARE OFFICERS; AND**

9                   **(3) MAKE RECOMMENDATIONS TO THE SECRETARY FOR**  
10 **PUBLICATION AND DISSEMINATION OF GENERALLY ACCEPTED STANDARDS**  
11 **THAT CONSIDER:**

12                           **(I) AGRICULTURAL BEST MANAGEMENT PRACTICES FOR**  
13 **ANIMAL CARE AND WELL-BEING;**

14                           **(II) HERD HEALTH; AND**

15                           **(III) SAFE, AFFORDABLE, AND HEALTHY FOOD SUPPLIES FOR**  
16 **CONSUMERS.**

17   **2-1605.**

18           **(A) THE BOARD SHALL MEET AT LEAST TWICE A YEAR AT THE**  
19 **DISCRETION OF THE CHAIR.**

20           **(B) A MEMBER OF THE BOARD:**

21                   **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE**  
22 **BOARD; BUT**

23                   **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**  
24 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE**  
25 **BUDGET.**

26   **2-1606.**

27           **(A) THE CHAIR MAY ESTABLISH SUBCOMMITTEES TO CARRY OUT THE**  
28 **WORK OF THE BOARD.**

1           **(B) THE MEMBERSHIP OF THE SUBCOMMITTEES MAY INCLUDE**  
2 **INDIVIDUALS WHO ARE NOT MEMBERS OF THE BOARD.**

3           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 October 1, 2011.