

1 TO THE HONORABLE SENATE:

2 The Committee on Natural Resources and Energy to which was referred  
3 Senate Bill No. 102 entitled “An act relating to the regulation of agricultural  
4 inputs for farming” respectfully reports that it has considered the same and  
5 recommends that the bill be amended as follows:

6 First: In Sec. 3, 6 V.S.A. chapter 218, in section 5133, in subsection (b), by  
7 adding subdivisions (3) and (4) to read:

8 (3) The rules shall prohibit a farm from initiating the production of  
9 compost on or after July 1, 2021 within a downtown, village center, new town  
10 center, neighborhood development area, or growth center designated under  
11 24 V.S.A. chapter 76a.

12 (4) The rules adopted under this section shall be designed to reduce  
13 odor, noise, vectors, and other nuisance conditions on farms and to protect the  
14 public health and the environment in a manner that is equal to or better than the  
15 rules for compost facilities in the Agency of Natural Resources’ Vermont Solid  
16 Waste Management Rules, as amended.

17 Second: By striking out Sec. 8, update on implementation of import on  
18 food residuals onto farm for composting, in its entirety and inserting in lieu  
19 thereof the following:

20 Sec. 8. REPORT ON IMPORTATION OF FOOD RESIDUALS FOR  
21 FARMING

1        On or before January 15, 2022 and annually thereafter, the Secretary of  
2        Agriculture, Food and Markets shall submit to the Senate Committees on  
3        Agriculture and on Natural Resources and Energy and the House Committees  
4        on Agriculture and Forestry and on Natural Resources, Fish, and Wildlife a  
5        report regarding importation of food residuals for composting under 10 V.S.A.  
6        § 6001(22)(H). The report shall include:

7                (1) an inventory of the operators of farms that are producing compost  
8                under 10 V.S.A. § 6001(22)(H), including the estimated volume of food  
9                residuals imported onto farms;

10               (2) a status report on the rulemaking required under 6 V.S.A. § 5133 and  
11               any subsequent amendment to those rules;

12               (3) an accounting of any complaints regarding or enforcement actions  
13               brought against a farm producing compost under 10 V.S.A. § 6001(22)(H); and

14               (4) any additional information that the Secretary determines is relevant  
15               to the administration of compost production under 10 V.S.A. § 6001(22)(H).

16        Third: By adding Sec. 8a to read:

17        Sec. 8a. RULEMAKING; IMPLEMENTATION

18        The Secretary of Agriculture, Food and Markets shall initiate the  
19        rulemaking required under 6 V.S.A. § 5133 on or before January 1, 2022. The  
20        Secretary of Agriculture, Food and Markets shall file under 3 V.S.A. § 841 a

1 final proposal of the rules required under 6 V.S.A. § 5133 on or before  
2 January 1, 2023.

3 Fourth: By striking out Sec. 11, effective dates, and its reader assistance in  
4 their entireties and inserting in lieu thereof the following:

5 \* \* \* Effective Dates \* \* \*

6 Sec. 11. EFFECTIVE DATES

7 (a) This section and Secs. 1–8a (compost foraging; farming) shall take  
8 effect on passage.

9 (b) All other sections shall take effect on July 1, 2021.

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13 (Committee vote: \_\_\_\_\_)

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Senator \_\_\_\_\_

FOR THE COMMITTEE