

State Conservation Commission Meeting

March 8, 2022

Hybrid (Virtual/In-person) Meeting

Agenda – SCC COPY

Briefing Session – 10:00am – 11:30am

1. Review of Public meeting agenda items
2. Pennsylvania4R Alliance Update – Eric Rosenbaum, Exec Director
3. DGLVR Program Proposed Stream Crossing Policy Discussion – Roy Richardson, SCC

Executive Session - 11:30am

Business Session – 1:00PM – 3:00PM

A. Opportunity for Public Comment

B. Business and Information Items

1. Approval of Minutes
 - a. January 18, 2022, Public Meeting (A)
 - b. February 15, 2022, Conference Call (A)
2. Nutrient and Odor Management Program - Act 38 Odor Management Program Compliance Policy and “After the Fact” Strategy, Frank Schneider, SCC (A)
3. REAP Introduction to FY2022-23 Guideline And Application Revisions, Joel Semke, SCC (NA)
4. 2022 Conservation District Director Appointment Update; Karl G. Brown, SCC (NA)
5. FY2022-23 Governor’s Proposed State Budget Update – Karl G. Brown, SCC (NA)
6. 2022 Envirothon Update – Karen Books, DEP (NA)
7. Pa Invasive Species Council PRISM Initiative Update – Kris Abel, PISC Coordinator
8. Request for Volunteers – Annual Awards

C. Written Reports

1. Program Reports

- a. Nutrient and Odor Management Program Measurables Report
- b. NMP Update Report – Joe Jurgielewicz & Son, Ltd. – Sunbury Farm – Northumberland County
- c. 2022 Status Report on Facility Odor Management Plan Reviews/OMP Actions
- d. REAP 2021 Accomplishment Report
- e. Conservation Excellence Grant Program Accomplishment Report
- f. Certification and Education Program Accomplishment Report

2. Ombudsman Program Reports – Southern Allegheny Region (Blair County Conservation District) and Lancaster County Conservation District.

D. Cooperating Agency Reports

E. Adjournment

Next Public Meetings/Conference Calls:

April 12, 2022 - Conference Call

May 10, 2022 – Virtual Meeting

**STATE CONSERVATION COMMISSION
MEETING
PA Department of Agriculture, Harrisburg, PA
In-Person and Zoom Webinar System
Tuesday, January 18, 2022 - 1:00 p.m.**

Draft Minutes

Members Present: Secretary Russell Redding, PDA; Jill Whitcomb for Secretary Patrick McDonnell, DEP; Mike Flinchbaugh; MaryAnn Warren; Ron Rohall; Ron Kopp; Don Koontz; Heidi Secord; Denise Coleman, NRCS; Drew Gilchrist, DCNR; Jessica Passiment, DCED; Brent Hales, Penn State; Kelly Stagen, PACD.

A. Public Input – John Dryzal, Cambria County, thanked Jill Whitcomb and Karl Brown for their comments at a recent press conference in support of funding for conservation districts. There is a need to maintain and secure qualified staff.

B. Business and Information Items

Karl G. Brown, Executive Secretary, noted that an Executive Session was held to address Nutrient Management Program compliance and other program legal issues.

1. Approval of Minutes – November 9, 2021 - Public Meeting and December 14, 2021 – Conference Call.

Ron Rohall moved to approve the November 9, 2021, public meeting minutes and the December 14, 2021, conference call minutes. Motion seconded by Mike Flinchbaugh. Motion carried.

2. Election of Vice-Chairperson 2022. Karl Brown, SCC, reported that each year, the Commission elects a vice-chairperson to serve for the upcoming year. The vice-chairperson serves in the place of the chairperson when the chair cannot participate in a Commission business meeting. In 2021, Mike Flinchbaugh served as vice-chairperson, and Mike has indicated that he is willing to serve in this capacity again this year if requested. Karl asked if anyone had any nominees for vice-chairperson, besides Mike Flinchbaugh.

MaryAnn Warren moved to close the nomination on Mike Flinchbaugh as vice-chairperson. Motion seconded by Don Koontz. Motion carried. Don Koontz moved to nominate Mike Flinchbaugh as vice-chairperson of the Commission for 2022. Motion seconded by Ron Kopp. Motion carried.

3. Nutrient Management and Odor Management Program

- a. Appointment to the Nutrient Management Advisory Board – Nathan Richards. Brady Seeley, SCC, reported that it is the role of the chairman of the Commission to appoint members to fill the sixteen member positions and six advisors on the NMAB. These appointments then require a 2/3 vote of the Commission members to confirm these

appointments. Secretary Redding has appointed Mr. Nathan Richards, an egg poultry producer from Columbia County, to the NMAB. Mr. Richards will replace Leslie Bowman on the board whose second term has expired and is not eligible for reappointment. Confirmation by the full Commission is sought.

Mike Flinchbaugh made a motion to confirm Mr. Nathan Richards as the egg poultry producer representative of the Nutrient Management Advisory Board. Motion seconded by Ron Rohall. Motion carried.

- b. Orlin Martin – Nutrient Management Plan – Northumberland County. Brady Seeley, SCC, reported that the operation is a CAO and is located in Northumberland County. The SCC is the proper authority to take action on this plan because Northumberland County Conservation District is not delegated to perform plan review responsibilities under the Act 38 program. The operation is an existing broiler operation that consists of a total of 15.97 acres with 3.67 pastureland and 12.3 acres of farmstead. Animals raised on the operation are 90,000 broilers and 3 horses. Total AEU's housed at the operation is 223.89 AEU's. With 3.67 acres available for manure application, Mr. Martin's animal density calculation works out to 61.01 AEU's / acre, classifying the operation as a CAO. Approximately 900 tons of poultry manure and 34.1 tons of horse manure are generated per year on the operation. All poultry manure is exported. Collected horse manure is applied to the pasture by hand.

Brent Hales made a motion to approve the Orlin Martin Nutrient Management Plan. Motion seconded by Ron Rohall. Motion carried.

- c. NMP Alternate BMP Request. Frank Schneider, SCC, reported that Northwestern Stables has contacted the SCC about the possibility of using an alternative BMP for managing manure stacking pad runoff. Northwestern Stables is an equine operation located in Fairmont Park, within the city of Philadelphia. Northwestern Stables completed an NRCS EQIP contract installing several BMPs. The manure stacking structure was in existence prior to NRCS's involvement, and no improvements concerning the structure were included as part of the NRCS project. Although the approved NMP called for a Vegetated Treatment Area to treat this concern, there is not enough distance between the manure stacking structure and the stream to install a traditional Vegetated Treatment Area.

Section 83.311(b)(3) states *“The BMPs shall be selected, designed, constructed and maintained to meet the requirements of this subchapter. When this subchapter does not specifically address an inadequate manure management practice, the BMPs contained in the Pennsylvania Technical Guide may be used to comply with this section. Other BMPs shall be approved by the Commission.”* Northwestern Stables hired an engineering firm, Landscape Studio, to develop an option for this alternative BMP. Commission staff has reviewed this alternative BMP request and is seeking Commission approval of this alternative treatment BMP.

Ron Kopp made a motion to approve the Northwest Stables request for an alternative treatment BMP. Motion seconded by Heidi Secord. Motion carried.

- d. Amos and Jillian Zimmerman – Odor Management Plan Amendment ‘A’ Review-Schuylkill County. Karl Dymond, SCC, reported that this agricultural operation is a proposed pullet operation and the original OMP for this site was approved on March 9, 2021. The approved facilities include: two (2) duck barns and two (2) manure storage facilities. However, the proposed duck operation has now been replaced by a proposal for two (2) pullet barns on the proposed amendment. The confirmed Odor Site Index value for the proposed pullet barns indicates a high potential for impacts with a score of 128.9 and includes Level I and specialized Level II BMPs, thus the Commission is the proper authority to take action.

Mike Flinchbaugh made a motion to approve the Amos and Jillian Odor Management Plan Amendment ‘A’. Motion seconded by Don Koontz. Motion carried.

- e. Odor Management Compliance Strategy. Frank Schneider, SCC, reported that Commission staff has been working on a draft Odor Management Program Compliance Policy, including a strategy for dealing with “after the fact” odor management plan submittals.

The Commission is authorized to implement and enforce the Odor Management Program regulations promulgated under the Nutrient and Odor Management Act, Act 38 of 2005. The Commission is required to ensure that agricultural operations covered by the Nutrient and Odor Management Act are in compliance with the program’s rules and regulations. The Commission is responsible for the enforcement of Act 38 Odor Management Program activities on regulated agricultural operations, where non-compliance issues could not be resolved.

The Commission’s draft Odor Management Program Compliance Policy and draft Strategy to address after-the-fact plan submissions is split into two sections that include:

1. What to do when the Commission determines an animal operation needs an Odor Management Plan
2. What to do when the Commission considers Odor Management Plans and Plan Amendments that have been submitted “after-the-fact.”

Action: No action required at this time. Staff anticipates asking for action at the March 2022 Commission meeting

4. Annual Conservation District Audit Report, Calendar Year 2020. Karen Books, DEP, reported that Conservation District Law requires the Commission to establish financial audit standards for county conservation districts. The Commission has established audit standards for districts and requires these annual audit reports to be submitted to the Commission no later than December 31st after the close of the previous calendar year. Karen Books, Chief, DEP Conservation District Support Section provided an overview of conservation district audit findings for the 2020 conservation district audits. Karen reported that as of January 18, 2022, there is one audit still outstanding. Forty-one conservation district audit reports did not describe any reportable findings and no conservation districts reported a custodial credit risk (bank accounts not properly insured).

Ron Rohall made a motion to accept the 2020 Conservation District Audit Report. Motion seconded by Mike Flinchbaugh. Motion carried.

5. 2022 Conservation District Director Appointment Update. Karl Brown, SCC, reported that as of January 6, 2022, Chief Clerks from 52 counties (79% of all counties) have submitted their county's list of Conservation District Director appointments for 2022 to the State Conservation Commission. Reminder letters will be mailed in January to those counties that have not submitted their director appointments to the Commission.

Action: No action required at this time.

6. Leadership Development Program Update. Matthew Miller, PACD, reported that 2021 was a busy year for the Leadership Development Program, and staff from PACD and cooperating agencies continued to wrestle with providing meaningful training for conservation district directors and staff under constantly changing conditions. COVID restrictions continued to impact how and when training could be provided. Flexibility, adaption, and technology were key factors that helped the program succeed in 2021. Matt Miller, Leadership Development Coordinator for PACD provided an annual update on Leadership Development Program activities and accomplishments.

Action: No action required at this time.

7. Chesapeake Bay Program Update. Jill Whitcomb, DEP, reported that DEP recently announced how the state will fully meet its nutrient and sediment pollution reduction goals in the Chesapeake Bay Watershed by 2025. The Phase 3 WIP Amendment submitted to the EPA on December 31, 2021, quantifies how nitrogen, phosphorus, and sediment pollution will be reduced to meet the targets. Like the other jurisdictions in the watershed, Pennsylvania is mandated by EPA to lower its nutrient and sediment pollution levels by 2025. Pennsylvania is required to reduce nitrogen by 32.5 million pounds and phosphorus by 0.85 million pounds. Under the Wolf Administration, Pennsylvania has made unprecedented progress, with nitrogen reduced by 6.77 million pounds and phosphorus by 0.3 million pounds as of 2020. Jill Whitcomb provided additional information on Bay related issues.

Action: No action required at this time.

8. Agriculture Best Management Practice Survey. Matt Royer, PSU, reported that in 2016, the PSU Agriculture and Environment Center (AEC) conducted a survey of farmers in the CB watershed inviting farmers to self-report conservation practices recognized toward CB water quality goals. The survey's methodology and results were presented to and accepted by the CB Program's Agricultural Technical Workgroup and many previously-unaccounted-for practices were successfully reported to DEP and EPA, giving farmers credit for implementing these practices.

In 2020, this survey was repeated, with a geographic focus of Lancaster, York, Adams, and Franklin Counties. The survey was again undertaken by the AEC with funding from PDA, and with collaboration from DEP, Pennsylvania Farm Bureau, Penn Ag Industries, Professional Dairy Managers of Pennsylvania, State Conservation Commission, Pennsylvania Association of Conservation Districts, and Penn State Extension. The survey was designed specifically to provide data on self-funded high priority practices as identified in Pennsylvania's Phase 3 WIP. Methodologies for survey development and administration,

farm visit verification, and data reliability analysis followed previously accepted protocols established in the 2016 survey.

In 2022, AEC plans to continue this BMP survey effort with an expanded survey area. AEC, in collaboration with the PaOneStop project has also piloted a web-based platform to help farmers complete the survey online if they choose. Matt Royer, AEC Director, provided additional information on the planned survey and an overview of the new web-based platform.

Action: No action required at this time.

C. Written Reports – Self Explanatory

1. Program Reports
 - a. Act 38 Nutrient and Manure Management Program Evaluations
 - b. Act 38 Calendar Year 2021 Nutrient Management Plan Data
 - c. Nutrient and Odor Management Program Measurables Report
 - d. January 2021 Status Report on Facility Odor Management Plan Reviews
 - e. 2021 Chapter 91 Activities Report
 - f. NMP Update Report – R&F Family Farms – Northumberland County
 - g. AgriLink Program Report
 - h. Conservation Excellence Grant Program Report
2. Ombudsman Program Reports – Southern Allegheny Region (Blair County Conservation District) and Lancaster County Conservation District

D. Cooperating Agency Reports – PACD, NRCS, Penn State, DEP, DCNR, DCED, PDA

PACD – Kelly Stagen reported that SCC members were sent links to the PACD highlights pages for review. These were also distributed to the House of Representatives, Senate members, and partners. There will be a PACD Executive Council meeting on January 27, 2022. PACD will be testifying at a House Environmental Resources and Energy Committee hearing on January 24, 2022, in support HB 1901. Kelly thanked DCNR Secretary Cindy Adams Dunn for approving a grant to PACD to allow conservation districts to provide funding to landowners who are interested in riparian buffers.

NRCS – no report.

PSU – Brent Hales reported that Penn State is in the process of interviewing four candidates for the Assistant Director of Programs position. These interviews will conclude in the second week of February. This national search yielded four strong candidates. Katherine Cason is now Associate Director of Extension. Penn State had a great experience with the PA Farm Show. Thank you to the Department of Agriculture, Secretary Redding, and staff. Penn State continues to be open for business. If anyone ever has recommendations for the Extension, please let Brent know.

DEP – Jill Whitcomb reported that on January 6, 2022, Ag Compliance Staff conducted Phase 2 mid-year ‘check ins’ with conservation districts. New training is available on the Clean Water Academy for BMP training. PAG01 goes live on March 1, 2022. Zone grantees were announced for the Coastal Resources Management Program – 12 projects in the Delaware River Basin were awarded grants. Regarding the State Water Plan, rounds of regional committee meetings started on January 11, 2022.

DCNR – Drew Gilchrist reported that DCNR’s Bureau of Recreation and Conservation (BRC), through its Community Conservation Partnership Program, assists local governments and recreation and conservation organizations with funding to plan, acquire and build parks, create motorized and non-motorized trails, preserve open space, and protect streams and rivers. In December 2021, Governor Wolf announced \$111 million in funding for 317 projects across the state. This represents the highest amount of grant funding in ten years. It was due in part to higher-than-expected revenues for the Real Estate Transfer tax and increased funding of the Land and Water Conservation Program, made possible from the Great American Outdoors Act passed by Congress in 2019. Funded projects related to River Conservation included stream restorations, dam removals, bridge rehabilitation, non-motorized boat launch areas and riparian buffer installations. Of note is a \$100,000 grant to the PA Association of Conservation Districts for mini grants that run to county districts on behalf of local partners for small riparian buffer grants. This is the third riparian buffer grant DCNR has awarded PACD. This grant requires a 50/50 match and includes preparation, plant protection, and post installation maintenance for the length of the grant. Our next grant round is now open and will close April 6, 2022. If you have any ideas about a possible grant, please contact your DCNR Regional Advisor.

DCED – No report.

PDA – Deputy Secretary Greg Hostetter reported that the Farm Show theme was “Harvesting More.” The Farm Show always relies on a lot of volunteers. Thank you to all who helped with Farm Show planning despite all of the adversity and negativity. Many events happened at the show: 17 calves were born at the calving corner; 360 chicks hatched; 15 scholarships were awarded; 33 animals were donated to the Food Bank; and 47 cooking demonstrations took place.

Adjournment: Meeting adjourned at 3:10 p.m.

Next Public Meetings: February 15, 2022 – Conference Call

March 8, 2022 - Public Meeting, In-Person and Virtual

STATE CONSERVATION COMMISSION CONFERENCE CALL

Microsoft Teams Conference Call

Tuesday, February 15, 2022 @ 8:30 am

DRAFT MINUTES

Members Present: Secretary Russell Redding, PDA; Jill Whitcomb for Secretary Patrick McDonnell, DEP; Ron Rohall; Ron Kopp; Don Koontz; MaryAnn Warren; Drew Gilchrist for Secretary Cindy Adams Dunn, DCNR; Denise Coleman, NRCS; Brent Hales, Penn State; Kelly Stagen, PACD; and Jessica Passiment, DCED.

A. Public Input: None.

B. Agency/Organization Updates

1. DCNR – Drew Gilchrist

Drew reported that DCNR's Bureau of Recreation and Conservation is now accepting applications for its Community Conservation Partnership Program. Applicants should contact their DCNR Regional Advisor if they wish to make applications for open space acquisition, park development, planning assistance or riparian buffers. Application period closes April 6, 2022, at 4:00 p.m. Last year, this grant program awarded 317 grants totaling more than \$70 million and leveraged approximately \$196 million in local, county, and private investments.

2. DEP – Jill Whitcomb

Jill reported that the 2022 Virtual Conservation District and PA Agency Ag Meeting (formerly the All Bay Meeting) will be held on February 23 and 24, 2022. Topics which will be discussed include agency updates, soil health, BMPs, Practice Keeper, funding and more. The Chesapeake Bay Accountability Team has spent time coordinating and planning for future months. Staff is serving specific territories in efforts to be more efficient. The PAG-01 Permit goes live on March 1, 2022. There was a Q&A held on February 10, 2022, regarding NPDES General Permit for small construction activities. Practice Keeper partner plan and BMP tools will be in testing—the goal is to be more streamlined. Jill mentioned the passing of John Green. He worked in the NW region of DEP for 18 years as Conservation District Field Representative. He was very active with conservation districts and will be missed.

3. NRCS – Denise Coleman

Denise reported that NRCS just completed the ranking for Climate Cover Crop Initiative grants. They are currently awarding contracts for this. NRCS has seen some funds from the Infrastructure Bill for watershed projects. Five dams will be rehabilitated from this funding. Denise then reported on USDA's new Partnerships for Climate Smart Commodities. This will be explained later in the meeting notes.

4. Penn State University – Brent Hales

Brent reported that Ag BMP surveys were circulated, and verification of survey results are currently taking place. The hope is to get many people to complete these surveys. Animal Systems is looking for Dave Swartz's replacement. Penn State is also searching for an Assistant Director of Program for Food, Families, and Health Unit.

5. PACD – Kelly Stagen

Kelly thanked the SCC for allowing PACD to comment on the DGLVR Stream Crossing Replacement Policy. Thank you to all who attended the PACD Executive Council Meeting. Thank you to Secretary McDonnell for the Growing Greener assistance. PACD is working with the PA General Assembly to increase funding. PACD Spring region meetings will be held in a hybrid format from mid-March through mid-April 2022. Conservation district week is April 10 – 15, 2022

6. DCED – Jessica Passiment

Jessica reported that Secretary Davin has resigned. Neil Weaver is now the Acting Secretary of DCED.

7. PDA – Secretary Russell Redding

Secretary Redding reported that the budget looks good for Agriculture programs and PDA. A highly pathogenic avian influenza (AI) is working its way toward the East Coast due to birds, mostly wild waterfowl, sharing the virus when they come in contact with each other during seasonal migration. The virus does not make the waterfowl ill nor does it make humans ill, but it is proving to be deadly to poultry, including turkeys. Bio-security needs to be strict and each farmer's rules need to be respected. There is an Agri-Stress helpline available, which provides help for mental health issues of the ag community and at large. The Broadband Authority Climate Initiative kicks off on February 15, 2022. Mike Roth, PDA Policy Director, is working with stakeholders on different projects. Deputy Secretary Greg Hostetter mentioned

a new initiative to create PRISMs (Partnerships for Regional Invasive Species Management). PRISMs coordinate invasive species management functions including coordinating partner efforts, recruiting, and training citizen volunteers, identifying, and delivering education and outreach, establishing early detection, and monitoring networks, and implementing direct eradication and control efforts. An additional \$3.5 million was added to rapid response to control invasive pests, like the Spotted Lanternfly and support the PRISM initiative.

C. Information and Discussion Items

1. **Heidi Secord Appointed Pennsylvania FSA State Executive Director** (Karl Brown) - Heidi Secord has been appointed to serve as the State Executive Director for USDA FSA in Pennsylvania. Heidi recently resigned her position on the Commission (farmer-member) as a part of stepping into this new role. She has served as the state president of the Pennsylvania Farmers Union, was a member of the National Farmers Union Board of Directors and has engaged in agricultural policy committee work with multiple organizations, including PASA Sustainable Agriculture Board, Pennsylvania State Council of Farm Organizations (PSCFO), All Together Now Pennsylvania, and the Monroe County Conservation District. Commission members and staff wish Heidi well in her new position.
2. **Statement of Financial Interests (Karl Brown)** – State Conservation Commission members are reminded that as “Public Officials” they are required to complete their Statements of Financial Interests forms as required by state ethics laws. Information will be sent to members in late February and members must complete these forms (online) no later than May 1st.
3. **District Director Nomination Process** (Karl Brown) – As of February 7, 2022, fifty-seven (57) counties (86%) have submitted conservation district director nominations for 2022. Those Counties that have yet to submit director nominations to the Commission include Allegheny, Cameron, Columbia, Elk, Lackawanna, Luzerne, Northampton, Venango, and Wyoming. A letter was recently sent to chief clerks in each of these counties to remind them of the need to submit conservation district director appointments to the Commission for 2022. Staff will continue to review conservation district nominations as they are received. Questions may be directed to your Conservation District Field Representative or Barb Buckingham bbuckingha@pa.gov.
4. **Draft Nutrient Management (NM) and Manure Management (MM) Delegation Agreement Funding Levels Public Comment Period Open** (Frank Schneider) - The State Conservation Commission (SCC) Nutrient Management (NM) and Manure Management (MM) Delegation Agreement Workgroup has revised the delegation agreement allocation formula and has released draft Fiscal Year 2022-2026 funding levels for review and comments by conservation districts. An email sent by Frank Schneider to all districts detailed the draft funding formula that was developed by the workgroup and draft allocations. The SCC will accept comments on the draft funding levels from conservation

districts through February 21, 2022. Comments may be submitted to Frank Schneider at fschneider@pa.gov.

5. **DGLVR Program Proposed Stream Crossing Policy Revisions, Stream Crossing Replacement Standard, and Technical Manual Revisions** (Roy Richardson) - Commission and Center staff continue to work on revisions to the Commission’s DGLVR Program policy regarding “stream crossings,” and on the development of a new stream crossing standard and technical manual. A comment period for all three draft documents closed January 31, 2022. We received nearly 500 individual comments (not counting editorial corrections) from representatives of 21 conservation districts, Pennsylvania Fish and Boat Commission, NRCS, PACD, 3 engineering firms, and 2 members of the US Forest Service Stream Simulation Team. Commission and Center staff are evaluating comments received in cooperation with the DGLVR Program Policy and Planning Workgroup and will be revising these documents for presentation to the Commission later this spring.

6. **USDA Announces Climate Smart Pilots** (Denise Coleman) – On February 7, 2022, USDA Secretary Tom Vilsack announced that the U.S. Department of Agriculture is delivering on its promise to expand markets by investing \$1 billion in partnerships to support America’s climate-smart farmers, ranchers, and forest landowners. The new [Partnerships for Climate-Smart Commodities](#) opportunity will finance pilot projects that create market opportunities for U.S. agricultural and forestry products that use climate-smart practices and include innovative, cost-effective ways to measure and verify greenhouse gas benefits. USDA is now accepting project applications for fiscal year 2022.

For the purposes of this funding opportunity, a climate-smart commodity is defined as an agricultural commodity that is produced using agricultural (farming, ranching or forestry) practices that reduce greenhouse gas emissions or sequestered carbon.

Funding will be provided to partners through the USDA’s [Commodity Credit Corporation](#) for pilot projects to provide incentives to producers and landowners to:

- implement climate-smart production practices, activities, and systems on working lands,
- measure/quantify, monitor, and verify the carbon and greenhouse gas (GHG) benefits associated with those practices, and
- develop markets and promote the resulting climate-smart commodities.

A range of public and private entities may apply, including:

- County, city, or township governments
- Special district governments
- State governments
- Small businesses
- For profit organizations other than small businesses
- Native American tribal governments (Federally recognized)

- Native American tribal organizations (other than Federally recognized tribal governments)
- Nonprofits having a 501(c)(3) (other than institutions of higher education)
- Nonprofits that do not have a 501(c)(3) (other than institutions of higher education)
- Private institutions of higher education, or
- Public and State-controlled institutions of higher education.

The primary applicant must be an entity, not an individual. Producers who want to adopt climate smart practices on their own, can apply for EQIP funds at the local USDA Service Center.

Funding will be provided in two funding pools, and applicants must submit their applications via [Grants.gov](https://www.grants.gov) by 11:59 p.m. Eastern Time on:

- April 8, 2022, for the first funding pool (proposals from \$5 million to \$100 million), and
- May 27, 2022, for the second funding pool (proposals from \$250,000 to \$4,999,999).

Proposals must provide plans to:

Pilot implementation of climate-smart agriculture and/or forestry practices on a large-scale, including meaningful involvement of small and/or historically underserved producers;

- Quantify, monitor, report and verify climate results; and
- Develop markets and promote climate-smart commodities generated as a result of project activities.

Through Partnerships for Climate-Smart Commodities, USDA will provide targeted grant funding to meet national and global demand for climate-smart commodities; expand market opportunities to increase the competitive advantage of American producers; and improve consistency and clarity in the market for climate-smart commodities.

- Once awarded, these grants will provide support to entities that are working with multiple producers and landowners applying climate-smart production practices on farms, ranches, and forest lands.
- Partnerships for Climate-Smart Commodities will help scale up the deployment of climate-smart agriculture and forestry practices nationally and increase our understanding of how to efficiently monitor, measure, and track greenhouse gas (GHG) benefits of these practices over time, at scale -- all in a way that supports new markets for climate-smart commodities.
- The opportunity also has a specific funding pool to fund projects serving small and/or historically underserved producers, or GHG monitoring, measurement, and verification activities through minority serving institutions

In September 2021, USDA published a Request for Information (RFI) seeking public comment and input. USDA received nearly 400 comments, which informed the design and structure of this funding opportunity.

- **Visit usda.gov/climate-smart-commodities for additional information, including resources to support your application.**

7. **Next Meeting** – March 8, 2022 (hybrid meeting format)

8. **Adjournment** – 9:15 a.m.



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

DATE: February 16, 2022

TO: Members
State Conservation Commission

THROUGH: Karl G. Brown, Executive Secretary
State Conservation Commission

FROM: Frank X. Schneider, Director
Nutrient and Odor Management Programs

RE: Odor Management Program Compliance Policy and “After the Fact” Strategy

Action Requested

Action is requested to approve Odor Management (OM) Program Compliance Policy and “After the Fact” Strategy.

Background

State Conservation Commission (SCC) staff has been working on the OM Program Compliance Policy and “After the Fact” Strategy, as several issues have arisen in regards to program compliance.

The Commission is given the authority to implement the OM Program under the Nutrient and Odor Management Act, Act 38 of 2005. The Commission is entrusted with the responsibility to ensure that certain agricultural operations in the Commonwealth comply with Act 38 OM requirements, where appropriate. The Commission is additionally responsible for the enforcement of Act 38 OM activities on regulated agricultural operations, where non-compliance issues could not be resolved.

The Odor Management Program Compliance Policy and “After the Fact” Strategy is split into two sections that includes:

1. What to do when the Commission suspects an animal operation needs an Odor Management Plan
2. What to do when the Commission approves “After-the-Fact” Odor Management Plans and Plan Amendments

Summary

SCC staff seeks approval of the Odor Management Program Compliance Policy and “After the Fact” Strategy

Attachment:

- Odor Management Program Compliance Policy and “After the Fact” Strategy

Odor Management Program Compliance Strategy OMP Submissions and “After-the-Fact” OMP and OMP Amendment Approval

Pennsylvania’s State Conservation Commission (SCC or Commission) is given the authority to implement the Odor Management Program under the Nutrient and Odor Management Act, Act 38 of 2005.

The Commission is entrusted with the responsibility to ensure that certain agricultural operations in the Commonwealth comply with Act 38 Odor Management (OM) requirements, where appropriate.

The following guidance outlines specific procedures approved by the Commission to be utilized when working with certain agricultural operations to ensure Act 38 OM compliance.

I. Scenario 1. What to do when the Commission suspects an animal operation needs an Odor Management Plan:

Commission staff is instructed to assist non-compliant CAOs/CAFOs to ensure that they develop and submit an Act 38 OMP, and work with the planner and the animal operator to obtain plan approval. The Commission will utilize a 3-step notification procedure to bring non-compliant CAOs/CAFOs into compliance.

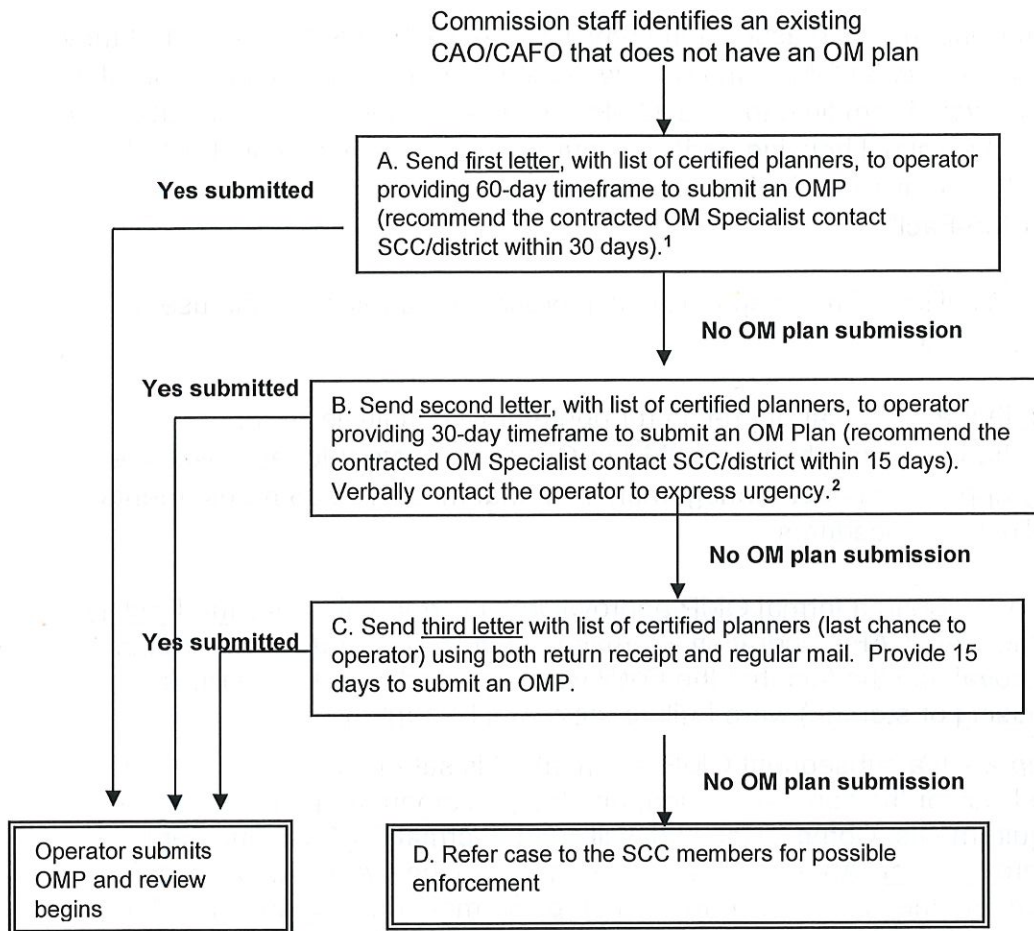
After determining that a particular operation is a non-compliant CAO/CAFO required to develop and implement an OMP under Act 38, the Commission shall:

- A. Step 1 – Send a formal first ‘notification’ letter (standard compliance ‘Letter 1.A’) to the CAO/CAFO operation informing the animal operator of their obligations under Act 38, and indicating the animal operator has 60 days to submit an OMP for review by the Commission. *Note: A submission date should be stipulated in the letter.* A copy of the most current list of Commercial Odor Management Specialists (OMSs) working in the county, found at <http://www.paplants.state.pa.us>, shall be included with the letter. The OMS selected by the animal operator should contact the Commission office within 30 days of the date of the letter to verify that the animal operator is working with the planner to develop a plan. This notification would allow the planner and reviewer to set up any plan submission or joint site visit schedules to facilitate the development and processing of the plan.
- B. Step 2 – If the animal operator does not submit a plan within 60 days of the first ‘notification’ letter sent to them, the Commission will verbally communicate with the animal operator (either by telephone or in person), expressing the urgency to address this issue. A second ‘notification’ letter (standardized compliance ‘Letter 1.B’) informing the animal operator of

their obligation under Act 38 should be sent to the animal operator following the verbal communication. In this letter, the Commission shall provide the animal operator 30 days to submit a plan to the Commission for review. *Note: A submission date should be stipulated in the letter.* The OMS selected by the animal operator should contact the Commission office within 15 days of the date of the letter to verify that the animal operator is working with the planner to develop a plan.

- C. Step 3 – If an animal operator does not submit a plan within the second 30-day period, the Commission shall again call the animal operator to explain the urgency of this issue, and send the third 'notification' letter (standardized compliance 'Letter 1.C' – 'Final Notice') indicating this is the animal operator's last chance to comply with Act 38 requirements prior to the Commission taking a possible enforcement action. The letter will provide a final 15 days to submit a plan. *Note: A required submission date should be stipulated in the letter.* The third 'notification' letter should be sent certified USPS mail (return receipt required) and regular USPS mail.
- D. Enforcement Recommended – If the plan is not submitted by the animal operator within the final 15-day period as stipulated in the letter, Commission staff will refer the case to the SCC for possible enforcement.

**The following decision tree is provided as an example of the above strategy
CAOs/CAFO that have not obtained an approved OMP**



1 = Standardized compliance letter "1.A"

2 = Standardized compliance letter "2.A"

3 = Standardized compliance letter "3.A"

4 = See Section VI. Specific guidance related to the processing of Act 38 enforcement cases

II. Scenario 2. What to do when the Commission approves “After-the-Fact” Odor Management Plans and Plan Amendments:

Commission staff is instructed to assist non-compliant CAOs/CAFOs to ensure that they develop and submit an Act 38 OMP, and work with the planner and the animal operator to obtain plan approval. From time to time, OMPs and OMP amendments are submitted for approval after the animal housing and/or manure storage has been constructed and/or has started to be utilized. In these instances, those OMP approvals are considered “After-the-Fact”

The Commission will utilize of a 3-step notification procedure to minimize the use of “After-the-Fact” approvals.

After determining that a particular operation (or operator with multiple separate operations) submitted an “After-the-Fact” OMP or OMP amendment for approval, the Commission may approve an odor management plan that meets Act 38 requirements and follow the following procedures::

- A. Step 1 – Send a formal OMP approval letter (Approval - After-the-Fact 1) to the CAO/CAFO operation informing the animal operator of their plan approval and the fact that the OMP was approved after the facilities (housing or storage) were built or utilized. (1st Strike)
- B. Step 2 – If a subsequent OMP amendment is submitted for approval After-the-Fact for the same operation, and the pan amendment meets Act 38 requirements, Commission staff will send a formal OMP Amendment approval letter (Approval - After-the-Fact 2) to the CAO/CAFO operation informing the animal operator of their plan amendment approval and the fact that the OMP was approved after the facilities (housing or storage) were built or utilized and that they were reminded after the original OMP approval that After-the-Fact approvals cannot happen to remain in compliance. (2nd strike)

Step 3 – If a subsequent OMP amendment is submitted for approval After-the-Fact for the same operation, Commission staff will send a formal OMP Amendment approval letter (Approval - After-the-Fact 3) to the CAO/CAFO operation informing the animal operator of their plan amendment approval and the fact that the OMP was approved after the facilities (housing or storage) were built or utilized and that they were reminded after the original OMP approval and OMP Amendment approval that After-the-Fact approvals cannot happen to remain in compliance. (3rd strike). The letter will also detail that enforcement actions will be pursued. Commission staff shall present the possible enforcement to the Commission for consideration.



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

NAME
ADDRESS

Re: Requirement to Obtain an Approved Odor Management Plan

Dear Mr. and Mrs. **Farmer Name**,

According to our best information, your animal operation is defined either as a Concentrated Animal Operation (CAO) under Act 38 of 2005, (commonly referred to as Pennsylvania's Nutrient and Odor Management Law) and/or as a Concentrated Animal Feeding Operation (CAFO) under the Department of Environmental Protection Chapter 92 National Pollution Discharge Elimination System permitting, monitoring and compliance criteria, and have started construction activity on an animal housing facility and/or a manure storage facility.

Since you fall under the CAO and/or CAFO designation, you are obligated to follow the Act 38 regulations which require you to obtain and implement an approved Odor Management Plan. The Pennsylvania State Conservation Commission (Commission) administers this Law.

Attached you will find a list of certified odor management specialist planners to assist you in developing an Odor Management Plan (OMP) under this program. Please contact multiple planners to find the specialist that will best meet your needs in the timeframe provided. Once the specialist completes your plan, it must be submitted to this office for review to ensure it meets all program criteria. Once the plan is approved, you will be obligated to implement the provisions of that plan.

In order to come into compliance with the Act 38 compliance obligations, by **DATE** (within 60 Days), **NAME** will need to submit an administratively complete OMP to our office for review. We recommend that you contact a planner within the next 5 days in order to start the process recognizing the time it can take to develop a plan. Please have your planner contact our office by **DATE** (within 30 Days) so that we know you are proceeding with complying with the law.


In closing, be aware that any violation of Act 38 subjects you to possible enforcement actions, such as fines and/or orders, as provided by the law. We want to help you understand and meet the requirements under this law and we

hope that our direction provided in this letter will assist you in complying so that you will not be subject to enforcement actions.

If you have any questions relating to this obligation, please contact me (215) 287-4564, or at kdymond@pa.gov so that I can provide whatever additional direction you may need. I look forward to working with you as you proceed to meet your obligations under this law.

Sincerely,

Karl Dymond
Odor Management Program Coordinator

CC: File
NM Program Regional Coordinator:
 County Conservation District

Enclosure: Commercial Odor Management Specialist List



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

NAME

ADDRESS

Re: Requirement to Obtain an Approved Odor Management Plan

Dear Mr. and Mrs. *Farmer Name*,

This letter is being sent as a follow up to my previous letter dated *[Date¹]* informing you of your Odor Management planning obligation as a Concentrated Animal Operation (CAO) under Act 38 of 2005 (commonly referred to as Pennsylvania's Nutrient and Odor Management Law) and/or as a Concentrated Animal Feeding Operation (CAFO) under the Department of Environmental Protection Chapter 92 National Pollution Discharge Elimination System permitting, monitoring and compliance criteria.

The Commission has not received your Odor Management Plan submission within the 60 day timeframe provided in our previous letter. You are currently considered to be out of compliance with Act 38. To gain compliance you are required to work with a certified Odor Management Specialist planner (I am again including a copy of the planner list for *[County³]* County) to develop and submit an Odor Management Plan (OMP) to our office for action.

In order to come into compliance with the Act 38 compliance obligations, you will need to submit an administratively complete OMP to our office for review, by *[Date⁴]*. We recommend that you contact a planner within the next 2 days in order to start the process. Please have your planner contact our office by DATE (within 15 days) so that we know you are proceeding with complying with the law.

If you have any questions relating to this obligation, please contact me (215) 287-4564, or at kdymond@pa.gov so that I can provide whatever additional direction you may need. I look forward to working with you as you proceed to meet your obligations under this law.

Sincerely,

Karl Dymond
Odor Management Program Coordinator

cc: File

NM Program Regional Coordinator:
_ County Conservation District

Enclosure: Commercial Odor Management Specialist list



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

Certified Mailing Number: XXXX XXXX XXXX XXXX XXXX

DATE

NAME
ADDRESS

Re: **FINAL NOTICE** - Requirement to Obtain an Approved Odor Management Plan

Dear Mr. and Mrs. *Farmer Name*,

This letter is a follow up to my two previous letters dated *[Dates¹]* and serves as our final notice to inform you of your legal obligation to submit an Odor Management Plan (Plan) to the State Conservation Commission (Commission) for review and action.

You have not complied with the Plan submission timeframes provided in our previous two letters. **This letter represents your last chance to avoid having penalties or other enforcement actions taken against you due to non-compliance with the plan submission obligations under Pennsylvania's Nutrient and Odor Management Law (Act 38).** Failure to heed this final notice will necessitate taking an enforcement action against you.

You must submit an Odor Management Plan to our office for review, by *[Date²]*. If you are currently working with a certified commercial odor management specialist to develop your plan, please have that person contact me so that I can document your efforts to meet your legal obligations.

If you have any questions relating to this obligation, please contact me at (215) 287-4564, or at kdymond@pa.gov, so that I can provide whatever additional direction you may need. I look forward to working with you as you proceed to meet your obligations under this law.

Sincerely,

Karl Dymond
Odor Management Program Coordinator

cc: File
NM Program Coordinator:
CCD⁴ County Conservation District

Enclosure: Commercial Odor Management Specialist List

OM Program Requirements: OPERATOR

Dates¹ = Dates (2 dates) of first and second letters (1.B and 1.C) sent to the farmer to inform of the OMP requirement

Date² = This date should be about 15 days from the date the letter is expected to reach the farmer

Phone Number³ = Your office phone number

CCD⁴ = The name of your district, such as Lebanon County Conservation District



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

Farmer's Name
Address

RE: PLAN NAME – SITE NAME
Odor Management Plan Approval

Dear [NAME],

The State Conservation Commission received your proposed odor management plan on [DATE], for the [PLAN NAME – SITE NAME] operation located at [ADDRESS]. Based upon our review, the plan submission meets the requirements of the Facility Odor Management regulations, and therefore was approved on [DATE].

After-the-Fact Note – Please note that this approval is “After-the-Fact” signifying that you have constructed and/or utilized facilities (animal housing or manure storage) prior to approval of this OMP. This is a violation of the law and regulations and has been noted.

To remain **in compliance with** the odor management provisions of Act-38 of 2005 (Pa’s Nutrient and Odor Management Act) you must implement the odor management plan and maintain plan implementation records in accordance with program regulations.

Act 38 Obligations:

Your legal obligations relating to your approved Odor Management Plan are as follows:

1) Immediately after you have completed construction on each of the [new or expanded animal housing or manure storage facilities], you must contact the Commission via certified mail informing the Commission when each of the [new or expanded animal housing facility or manure storage facility] are completed and that you would like to [populate/ use] these facilities. You cannot use the [new or expanded animal housing or manure storage facilities] until the Commission inspects the [new/ expanded] facilities and provides written approval confirming that you have constructed the facilities consistent with the odor management plan.

2) Fully implement and follow all provisions of your approved odor management plan. Implementation includes adherence to all listed Odor BMPs and their scheduled timeframes and conditions contained in the plan; and to keep and maintain accurate records of the Odor BMPs consistent with the implementation, operation and maintenance schedule.

Odor Management Plan Approval: NAME OMP

3) If you wish to deviate from the practices or timelines listed in your approved plan, you must contact your certified planner and our office prior to the action.

4) With the assistance of a Pennsylvania Certified Odor Management Specialist you must:

- a. Amend your plan whenever you expect to make a significant change in this plan. A significant change is defined as a net increase of 25% or more in the number of animals on the farm.
- b. Amend your plan if you wish to implement a different Odor BMP than those already approved for your operation.

In conclusion, you are legally obligated to follow all provisions of your approved odor management plan. You cannot deviate from the practices outlined in this plan without formally amending this approved odor management plan through a Pennsylvania Certified Odor Management Specialist and the State Conservation Commission.

If you have any questions about this letter or your requirements under the odor management program, please feel free to call me at (215) 287-4564 and I will provide whatever assistance I can.

Sincerely,

Karl Dymond
Odor Management Program Coordinator
State Conservation Commission

CC: PA Bulletin File
Plan Writer: NAME
Mike Aucoin (Note: PDA plan writer certification)
Plan Reviewer:
NM Program Regional Coordinator:
____ CD
File

Attachment: Plan Cover Page



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

Farmer's Name
Address

RE: PLAN NAME – SITE NAME
Odor Management Plan Approval

Dear [NAME],

The State Conservation Commission received your proposed odor management plan on [DATE], for the [PLAN NAME – SITE NAME] operation located at [ADDRESS]. Based upon our review, the plan submission meets the requirements of the Facility Odor Management regulations, and therefore was approved on [DATE].

After-the-Fact Note – Please note that this approval is “After-the-Fact” signifying that you have constructed and/or utilized facilities (animal housing or manure storage) prior to approval of this OMP. This is a violation of the law and regulations and has been noted.

To remain **in compliance with** the odor management provisions of Act-38 of 2005 (Pa’s Nutrient and Odor Management Act) you must implement the odor management plan and maintain plan implementation records in accordance with program regulations.

Act 38 Obligations:

Your legal obligations relating to your approved Odor Management Plan are as follows:

1) Immediately after you have completed construction on each of the [new or expanded animal housing or manure storage facility], you must contact the Commission via certified mail informing the Commission when each of the [new or expanded animal housing facility or manure storage facility] are completed and that you would like to [populate/ use] these facilities. You cannot use the [new or expanded animal housing or manure storage facility] until the Commission inspects the [new/ expanded] facilities and provides written approval confirming that you have constructed the facilities consistent with the odor management plan.

2) Fully implement and follow all provisions of your approved odor management plan. If you wish to deviate from the practices listed in your approved plan, you must contact your certified planner and our office prior to the action.

Odor Management Plan Approval: NAME OMP

3) With the assistance of a Pennsylvania Certified Odor Management Specialist, you must amend your plan whenever you expect to make a significant change in this plan. A significant change is defined as a net increase of 25% or more in the number of animals on the farm.

In conclusion, you are legally obligated to follow all provisions of your approved odor management plan. You cannot deviate from the practices outlined in this plan without formally amending this approved odor management plan through a Pennsylvania Certified Odor Management Specialist and the State Conservation Commission.

If you have any questions about this letter or your requirements under the odor management program, please feel free to call me at (215) 287-4564 and I will provide whatever assistance I can.

Sincerely,

Karl Dymond
Odor Management Program Coordinator
State Conservation Commission

CC: PA Bulletin File
Plan Writer: NAME, ADDRESS
Mike Aucoin (Note: PDA plan writer certification)
Plan Reviewer:
NM Program Regional Coordinator:
____ CD
File

Attachment: Plan Cover Page



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

Farmer's Name
 Address

RE: PLAN NAME – SITE NAME
 Odor Management Plan Approval

Dear [NAME],

The State Conservation Commission received your proposed odor management plan on [DATE], for the [PLAN NAME – SITE NAME] operation located at [ADDRESS]. Based upon our review, the plan submission meets the requirements of the Facility Odor Management regulations, and therefore was approved on [DATE].

After-the-Fact Note – Please note that this approval is “After-the-Fact” signifying that you have constructed and/or utilized facilities (animal housing or manure storage) prior to approval of this OMP. This is a violation of the law and regulations and has been noted.

To remain **in compliance with** the odor management provisions of Act-38 of 2005 (Pa’s Nutrient and Odor Management Act) you must implement the odor management plan and maintain plan implementation records in accordance with program regulations.

Act 38 Obligations:

Your legal obligations relating to your approved Odor Management Plan are as follows:

1) Immediately after you have completed construction on each of the [new or expanded animal housing or manure storage facility], **you must contact the Commission via certified mail informing the Commission when each of the [new or expanded animal housing facility or manure storage facility] are completed, requesting Commission inspection in order to authorize [populating/ utilizing] these facilities.** You cannot use the [new or expanded animal housing or manure storage facility] until the Commission inspects the [new/ expanded] facilities and provides written approval confirming that you have constructed the facilities consistent with the odor management plan.

2) Fully implement and follow all provisions of your approved odor management plan. Implementation includes 1) adherence to installation of listed Odor BMPs within the implementation schedule timeframes and conditions; 2) maintenance of the Odor BMPs consistent with the operation and maintenance schedule timeframes and conditions contained in the plan; and 3) to keep and maintain accurate records of the Odor BMPs consistent with the implementation, operation and maintenance schedule.

Odor Management Plan Approval: NAME OMP

- 3) If you wish to deviate from the practices or timelines listed in your approved plan, you must contact your certified planner and our office prior to the action.
- 4) With the assistance of a Pennsylvania Certified Odor Management Specialist you must:
 - a. Amend your plan whenever you expect to make a significant change in this plan. A significant change is defined as a net increase of 25% or more in the number of animals on the farm.
 - b. Amend your plan if you wish to implement a different Odor BMP than those already approved for your operation.

In conclusion, you are legally obligated to follow all provisions of your approved odor management plan. You cannot deviate from the practices outlined in this plan without formally amending this approved odor management plan through a Pennsylvania Certified Odor Management Specialist and the State Conservation Commission.

If you have any questions about this letter or your requirements under the odor management program, please feel free to call me at (215) 287-4564 and I will provide whatever assistance I can.

Sincerely,

Karl Dymond
Odor Management Program Coordinator
State Conservation Commission

CC: PA Bulletin File
Plan Writer: NAME, ADDRESS
Mike Aucoin (Note: PDA plan writer certification)
Plan Reviewer:
NM Program Regional Coordinator:
____ CD
File

Attachment: Plan Cover Page



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

Farmer's Name
Address

RE: PLAN NAME – SITE NAME
Odor Management Plan Amendment "A" Approval

Dear [NAME],

The State Conservation Commission received your proposed odor management plan amendment "A" on [DATE], for the [PLAN NAME – SITE NAME] operation located at [ADDRESS]. Based upon our review, the plan amendment submission meets the requirements of the Facility Odor Management regulations, and therefore was approved on [DATE].

After-the-Fact Approval Note – Please note that this approval is the 2nd "After-the-Fact" approval signifying that you have constructed and/or utilized facilities (animal housing or manure storage) prior to approval of this OMP amendment. This is a violation of the law and regulations and has been noted for a second time.

To remain **in compliance with** the odor management provisions of Act-38 of 2005 (Pa's Nutrient and Odor Management Act) you must implement the odor management plan amendment and maintain plan implementation records in accordance with program regulations.

Act 38 Obligations:

The DATE, approved OMP regulates the following constructed facilities:

The DATE, approved OMP Amendment "A" additionally regulates the following constructed facilities:

Your legal obligations relating to your approved Odor Management Plan Amendment "A" are as follows:

1) Immediately after you have completed construction on each of the [new or expanded animal housing or manure storage facilities], you must contact the Commission via certified mail informing the Commission when each of the [new or expanded animal housing or manure storage facilities] are completed and that you would like to [populate/use] these facilities. You cannot use the [new or expanded animal housing or manure storage facilities] until the Commission inspects the [new/ expanded] facilities and provides written approval confirming that you have constructed the facilities consistent with the odor management plan amendment.

PDA CENTRAL OFFICE
2301 NORTH CAMERON ST., HARRISBURG, PA 17110-9408 717-787-8821 (FAX) 717-705-3778

Odor Management Plan Approval: [NAME] – Amend “A” OMP

- 2) Fully implement and follow all provisions of your approved odor management plan amendment. Implementation includes adherence to all listed Odor BMPs and their scheduled timeframes and conditions contained in the plan amendment; and to keep and maintain accurate records of the Odor BMPs consistent with the implementation, operation and maintenance schedule.
- 3) If you wish to deviate from the practices or timelines listed in your approved plan amendment, you must contact your certified planner and our office prior to the action.
- 4) With the assistance of a Pennsylvania Certified Odor Management Specialist you must:
 - a. Re-amend your plan whenever you expect to make a significant change in this plan amendment. A significant change is defined as a net increase of 25% or more in the number of animals on the farm.
 - b. Re-amend your plan amendment if you wish to implement a different Odor BMP than those already approved for your operation.

In conclusion, you are legally obligated to follow all provisions of your approved odor management plan amendment. You cannot deviate from the practices outlined in this plan amendment without formally re-amending this approved odor management plan amendment through a Pennsylvania Certified Odor Management Specialist and the State Conservation Commission.

If you have any questions about this letter or your requirements under the odor management program, please feel free to call me at (215) 287-4564 and I will provide whatever assistance I can.

Sincerely,

Karl Dymond
Odor Management Program Coordinator
State Conservation Commission

CC: PA Bulletin File
Plan Writer: NAME
Mike Aucoin (Note: PDA plan writer certification)
Plan Reviewer:
NM Program Regional Coordinator:

CD
File

Attachment: Plan Cover Page



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE

Farmer's Name
Address

RE: PLAN NAME – SITE NAME
Odor Management Plan Amendment “A” Approval

Dear [NAME],

The State Conservation Commission received your proposed odor management plan amendment “A” on [DATE], for the [PLAN NAME – SITE NAME] operation located at [ADDRESS]. Based upon our review, the plan amendment submission meets the requirements of the Facility Odor Management regulations, and therefore was approved on [DATE].

After-the-Fact Approval Note – Please note that this approval is the 3rd “After-the-Fact” approval signifying that you have constructed and/or utilized facilities (animal housing or manure storage) prior to approval of this OMP. This is a violation of the law and regulations and has been noted for a third time. This violation will now be considered for an enforcement action, due to the continued After-the-Fact OMP approvals.

To remain **in compliance with** the odor management provisions of Act-38 of 2005 (Pa’s Nutrient and Odor Management Act) you must implement the odor management plan amendment and maintain plan implementation records in accordance with program regulations.

Act 38 Obligations:

The DATE, approved OMP regulates the following constructed facilities:

The DATE, approved OMP Amendment “A” additionally regulates the following constructed facilities:

Your legal obligations relating to your approved Odor Management Plan Amendment “A” are as follows:

1) Immediately after you have completed construction on each of the [new or expanded animal housing or manure storage facilities], you must contact the Commission via certified mail informing the Commission when each of the [new or expanded animal housing or manure storage facilities] are completed and that you would like to [populate/use] these facilities. You cannot use the [new or expanded animal housing or manure storage facilities] until the Commission inspects the [new/ expanded] facilities and

Odor Management Plan Approval: [NAME] – Amend “A” OMP

provides written approval confirming that you have constructed the facilities consistent with the odor management plan amendment.

2) Fully implement and follow all provisions of your approved odor management plan amendment. Implementation includes adherence to all listed Odor BMPs and their scheduled timeframes and conditions contained in the plan amendment; and to keep and maintain accurate records of the Odor BMPs consistent with the implementation, operation and maintenance schedule.

3) If you wish to deviate from the practices or timelines listed in your approved plan amendment, you must contact your certified planner and our office prior to the action.

4) With the assistance of a Pennsylvania Certified Odor Management Specialist you must:

- a. Re-amend your plan whenever you expect to make a significant change in this plan amendment. A significant change is defined as a net increase of 25% or more in the number of animals on the farm.
- b. Re-amend your plan amendment if you wish to implement a different Odor BMP than those already approved for your operation.

In conclusion, you are legally obligated to follow all provisions of your approved odor management plan amendment. You cannot deviate from the practices outlined in this plan amendment without formally re-amending this approved odor management plan amendment through a Pennsylvania Certified Odor Management Specialist and the State Conservation Commission.

If you have any questions about this letter or your requirements under the odor management program, please feel free to call me at (215) 287-4564 and I will provide whatever assistance I can.

Sincerely,

Karl Dymond
Odor Management Program Coordinator
State Conservation Commission

CC: PA Bulletin File
Plan Writer: NAME
Mike Aucoin (Note: PDA plan writer certification)
Plan Reviewer:
NM Program Regional Coordinator:
____ CD
File

Attachment: Plan Cover Page

MEMORANDUM

TO: State Conservation Commission

FROM: Joel Semke – REAP Coordinator

SUBJECT: Proposed changes to the FY 2022 REAP program

Every year, the State Conservation Commission reviews the REAP program; welcoming input from partners on how to improve the program year-to-year. The changes range from minor revisions that are meant to improve the administration of the program to major changes that address what is eligible for REAP tax credits. Staff invites suggestions and comments regarding potential changes to the 2022-23 REAP program.

Listed below is a summary of topics that could be addressed for the 2022-23 REAP Program. Proposals will be developed during March 2022 with the intent of presenting specific proposals (and references to the parts of the REAP Guidelines and Application packet) to the Commission at the April 2022 Commission meeting. Each proposal is subject to legal review prior to being incorporated into the 2022-23 REAP Guidelines and Application packet that will be presented to the Commission for approval at the May 2022 Commission meeting.

The following list is a summary of the issues that have been most-commonly brought to the attention of REAP staff during the year. Staff welcomes feedback on the proposals; and welcomes additions to the list.

1. WASTE STORAGE FACILITY

Proposal: Amend the REAP Guidelines for Waste Storage Facility to state that under-barn manure storages at new animal operations are ineligible for REAP tax credits.

The intent of the proposal is to limit the amount of REAP tax credits awarded to new animal operations and/or expansions. The proposal will also serve to provide clarity to REAP applicants; and provide clarity to application reviewers.

2. OPERATION EXPANSION POLICY

Proposal: Clarify the Commission's policy on the expansion of operations and new facilities.

The intent of the proposal is to limit the amount of REAP tax credits awarded to new animal operations and/or expansions. Options include:

- a. setting a % by which an expansion's REAP Eligible Costs will be reduced;
- b. setting a cap on the total amount of an expansion's REAP Eligible Costs;
- c. Other (?)

Page 11 of the REAP Application will be revised for applicants to provide more context for their project by answering question regarding resource concerns, animal numbers, and existing facilities.

3. COVER CROPS

Proposal: Revise the minimum standard for “multi-species” cover crop from 2 species (one grass plus one broadleaf) to 3 species (one small grain plus 2 broadleaf).

Proposal: Set a cap on REAP-eligible costs for planting costs and bin-run seed.

The intent of the proposals is to incentivize more soil health efforts by reserving the 90% REAP tax credit for cover crops that have more diversity. The proposal also seeks to address uncertainty in the program regarding how much farmer’s may charge for their own planting costs; and the cost of their own seed. Commission staff is also concerned about verifying the planting rates for multi-species cover crops that use a farmer’s own seed.

4. NO-TILL EQUIPMENT

Proposal: Set a cap on the REAP-eligible costs for no-till planters and drills. Here are some options for a cap:

- a. Amend the REAP Guidelines for no-till planters and drills to set a cap of \$200,000 of REAP-eligible costs.
- b. Amend the REAP Guidelines to set a cap on the total amount of REAP tax credits that can be approved for no-till planters and drills in a round of REAP funding.
- c. Other (?)

The intent of the proposal is to maintain REAP’s ability to fund approx. 350 farmers per year. In addition, the high cost of the largest no-till planters and drills has begun to erode REAP’s ability to help farmers implement a diverse set of water quality conservation projects. For example: Based on calculations since the beginning of the FY 2019 round of REAP, a cap of \$200,000 on no-till planters and drills would have resulted in 50 additional farmers (approx. 17 per year) being approved for REAP tax credits for other projects.

5. PRECISION NUTRIENT APPLICATION EQUIPMENT

Proposal: Amend the REAP Guidelines for Precision Nutrient Application Equipment to state that annual subscriptions are eligible for REAP tax credits for 1X only; with the purchase of the new equipment.

Proposal: Amend the REAP Guidelines for Precision Nutrient Application Equipment to set a cap of \$50,000 of REAP-eligible costs for a piece of eligible equipment.

Proposal: Amend the REAP Guidelines for Precision Nutrient Application Equipment to state that dry fertilizer spreaders and dry manure spreaders are not eligible for REAP tax credits. In addition, flow valves and scales on liquid manure spreaders are not eligible for REAP tax credits.

The intent of the proposals is to provide more clarity to farmers and equipment dealers regarding what nutrient application equipment is eligible for REAP tax credits. The proposals intend to focus the REAP tax credit on the most precise and capable equipment; eliminate some subjective/gray areas regarding dry fertilizer and manure spreading equipment; and provide clarity to REAP application reviewers.

6. NITROGEN STABILIZERS

Proposal: Nitrogen (N) fertilizer stabilizers (including urease inhibitors (UI), nitrification inhibitors (NI) and double inhibitors (DI)) will be added to the list of practices that are eligible for REAP tax credits. Nitrogen stabilizers for manure will also be considered for inclusion in the program.

The intent of the proposal is to incentivize management practices that reduce the loss of nitrogen to the environment.

7. OTHER/MISCELLANEOUS

Examples: Cropland/cover crop grazing (soil health), Equine HUAP; fence cost; maximum age of equipment;



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

Date: February 24, 2022

To: Members
State Conservation Commission

From: Karl G. Brown, Executive Secretary

RE: 2022 Conservation District Director Appointments

As of February 24, 2022, Chief Clerks from 61 counties (92% of all counties) have submitted their county's list of Conservation District Director appointments for 2022 to the State Conservation Commission. Those counties noted below with an asterisk are those counties where appointments have not yet been received by the Commission. Reminder letters will be mailed to those counties that have not submitted their director appointments to the Commission.

- | | | | |
|----------------|----------------|--------------------|------------------|
| 1. Adams | 18. Clinton | 35. Lackawanna* | 52. Potter |
| 2. Allegheny* | 19. Columbia* | 36. Lancaster | 53. Schuylkill |
| 3. Armstrong | 20. Crawford | 37. Lawrence | 54. Snyder |
| 4. Beaver | 21. Cumberland | 38. Lebanon | 55. Somerset |
| 5. Bedford | 22. Dauphin | 39. Lehigh | 56. Sullivan |
| 6. Berks | 23. Delaware | 40. Luzerne* | 57. Susquehanna |
| 7. Blair | 24. Elk | 41. Lycoming | 58. Tioga |
| 8. Bradford | 25. Erie | 42. McKean | 59. Union |
| 9. Bucks | 26. Fayette | 43. Mercer | 60. Venango |
| 10. Butler | 27. Forest | 44. Mifflin | 61. Warren |
| 11. Cambria | 28. Franklin | 45. Monroe | 62. Washington |
| 12. Cameron | 29. Fulton | 46. Montgomery | 63. Wayne |
| 13. Carbon | 30. Greene | 47. Montour | 64. Westmoreland |
| 14. Centre | 31. Huntingdon | 48. Northampton | 65. Wyoming* |
| 15. Chester | 32. Indiana | 49. Northumberland | 66. York |
| 16. Clarion | 33. Jefferson | 50. Perry | |
| 17. Clearfield | 34. Juniata | 51. Pike | |



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

To: Members
State Conservation Commission

From: Karl G. Brown
Executive Secretary

RE: FY 2022-23 Budget Update

On February 8th, Governor Wolf presented his FY 2022-23 proposed state budget to a joint session of the House and Senate.

Major line items for conservation districts within PDA and DEP were funded level with last year's budget line items.

Over the past seven years, under Governor Tom Wolf's leadership, Pennsylvania has invested over a billion dollars in education, eliminated employment barriers by creating career opportunities for veterans and hard-working Pennsylvanians, and strengthened economic development initiatives to support Pennsylvania's resilient economic vitality.

Governor Wolf presented the 2022-23 budget as an opportunity to address these challenges and leverage the commonwealth's strong financial position to keep Pennsylvania on a path to prosperity. The budget includes key investments in students, public health workers, families, veterans, the environment, and businesses.

Attached are pertinent portions of FY 2022-23 Summary of Fund and Appropriation for PDA and DEP.



DEPARTMENT OF AGRICULTURE

The Pennsylvania Department of Agriculture exists to ensure a vibrant economy, a successful future for Pennsylvania agriculture, and to safeguard the public through:

- *Targeted investments to grow opportunities and remove barriers.*
- *Protecting human, animal, environmental, and plant health through regulatory oversight.*
- *Promotion of and education about Pennsylvania's agriculture products and sectors.*
- *Conserving farmland and natural resources for the prosperity of Pennsylvania.*

Pennsylvania's farm families continue to be the stewards of more than 7.3 million acres of farmland. With \$6.8 billion in cash receipts annually from production agriculture, Pennsylvania farmers and agribusinesses are the leading economic drivers in our state.

In addition to production agriculture, the industry also raises revenue and supplies jobs through support services such as food processing, marketing, and transportation farm equipment. In total, production agriculture and agribusiness contribute nearly \$136 billion to Pennsylvania's economy.

Programs and Goals

Protection and Development of Agricultural Industries: *To facilitate agriculture's continued economic vitality and assure the health and safety of consumers, animals, and plants while protecting the environment through agricultural stewardship of natural resources.*

Horse Racing Regulation: *To prevent consumer fraud in the racing industry.*

Emergency Food Assistance: *To distribute surplus and donated food through institutions and counties or designated lead agencies to individuals and families who are dependent or disadvantaged to support minimum standards of living and economic independence.*

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
GENERAL FUND:			
General Government:			
General Government Operations	\$ 33,128	\$ 34,952	\$ 38,808
(F)COVID-SFR Agriculture Conservation	-	-	135,058
(F)Plant Pest Detection System	1,300	1,300	1,300
(F)Poultry Grading Service.....	100	100	100
(F)Medicated Feed Mill Inspection	200	200	200
(F)National School Lunch Administration	1,700	1,700	1,700
(F)Emergency Food Assistance	11,500	11,500	11,500
(F)COVID-Emergency Food Assistance (EA)	3,449	4,068	-
(F)Pesticide Control.....	1,000	1,000	1,000
(F)Agricultural Risk Protection.....	1,000	1,000	1,000
(F)Commodity Supplemental Food	3,500	3,500	3,500
(F)COVID-Commodity Supplemental Food (EA)	122	-	-
(F)Organic Cost Distribution.....	650	650	650
(F)Animal Disease Control	4,000	4,000	4,000
(F)COVID-Epidemiology & Laboratory Surveillance & Response (EA)	-	1,972	-
(F)Food Establishment Inspections.....	4,500	5,000	5,000
(F)Integrated Pest Management	250	250	250
(F)Johnes Disease Herd Project	2,000	2,000	2,000
(F)Avian Influenza Surveillance.....	25,000	25,000	25,000
(F)Scrapie Disease Control.....	60	60	60
(F)Foot and Mouth Disease Monitoring.....	150	150	150
(F)Innovative Nutrient and Sediment Reduction	750	750	750
(F)Animal Identification.....	2,000	2,000	2,000
(F)Specialty Crops.....	3,500	3,500	3,500
(F)COVID-Specialty Crops (EA).....	1,399	-	-
(F)Emerald Ash Borer Mitigation.....	800	800	800
(F)Farmland Protection	6,000	6,000	6,000
(F)Crop Insurance	2,000	2,000	2,000
(F)Spotted Lanternfly.....	12,000	12,000	12,000
(F)Animal Feed Regulatory Program	2,000	2,000	2,000
(F)Conservation Partnership Farmland Preservation.....	6,500	6,500	6,500
(F)Invasive Plant Suppression (EA)	-	56	-
(F)Chesapeake Bay Pollution Abatement (EA).....	3,848	3,118	-
(A)Lime Control Fees	32	13	15
(A)Lime Registration Fees.....	5	4	3

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
(A)Commercial Feed Facility Inspections.....	59	40	50
(A)Commercial Feed Inspections.....	846	650	750
(A)Milk Plant Inspections.....	24	20	20
(A)Administrative Services.....	- a	- a	- a
(A)Pesticide Regulation.....	768	725	750
(A)Training Rides and Attractions.....	5	25	5
(A)Apiary Registration and Fees.....	38	17	30
(A)Consumer Fireworks License.....	975	600	600
(A)Taxidermy Permit Registrations.....	129	95	100
(A)Transfer from Fertilizer Account.....	- b	- b	- b
(A)Transfer from Environmental Stewardship Fund.....	- c	- c	- c
(A)Transfer from Other State Agencies.....	474	500	430
(A)Vet Lab Diagnostic Fees.....	746	700	700
(A)Domestic Animal Dealer License.....	63	75	65
(A)Food Site Inspection, License, and Registration Fees.....	16	25	15
(A)Certificates of Free Sale.....	152	150	150
(R)Pesticide Regulation.....	3,800	5,130	5,460
(R)Agriculture Farm Operations.....	453	476	486
(R)Plant Pest Management.....	518	574	603
(R)Agronomic Regulatory Account.....	376	462	503
(R)Fruit and Vegetable Inspection and Grading.....	33	143	150
(R)Cervidae Livestock Operations.....	25	70	70
(R)National School Lunch.....	109	60	60
Subtotal.....	<u>\$ 144,052</u>	<u>\$ 147,680</u>	<u>\$ 277,841</u>
Transfer to Dog Law Administration.....	-	1,340 d	3,000
(R)Dog Law Administration.....	5,370	7,585	6,965
Agricultural Preparedness and Response.....	3,000	3,000	6,500
(R)Rapid Response Disaster Readiness.....	- e	- e	- e
Agricultural Excellence.....	2,800	2,800	2,800
Agricultural Business and Workforce Investment.....	4,500	4,500	4,500
(R)Agricultural Business Development Center Fund.....	- f	- f	- f
(R)Specialty Crop Block Grant Fund.....	- g	- g	- g
Farmers' Market Food Coupons.....	2,079	2,079	2,079
(F)Farmers' Market Food Coupons.....	3,500	3,500	3,500
(F)Senior Farmers' Market Nutrition.....	2,200	2,200	2,200

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
Agricultural Research	2,187	2,187	2,187
Agricultural Promotion, Education, and Exports	553	553	553
Hardwoods Research and Promotion.....	474	474	474
Subtotal - State Funds.....	\$ 48,721	\$ 51,885	\$ 60,901
Subtotal - Federal Funds.....	106,978	107,874	233,718
Subtotal - Augmentations.....	4,332	3,639	3,683
Subtotal - Restricted Revenues	10,684	14,500	14,297
Total - General Government.....	<u>\$ 170,715</u>	<u>\$ 177,898</u>	<u>\$ 312,599</u>
Grants and Subsidies:			
Livestock and Consumer Health Protection	\$ 1,000	\$ 1,000	\$ -
Animal Health and Diagnostic Commission	2,000	2,000	-
Livestock Show.....	215	215	215
Open Dairy Show	215	215	215
Youth Shows	169	169	169
State Food Purchase	19,688	22,688	24,688
Food Marketing and Research	494	494	494
(F)Market Improvement.....	250	250	250
Transfer to Nutrient Management Fund	6,200	6,200	6,200
Transfer to Conservation District Fund.....	869	869	869
Transfer to Agricultural College Land Scrip Fund	54,960	54,960	57,708
PA Preferred Program Trademark Licensing.....	3,205	3,205	3,205
University of Pennsylvania - Veterinary Activities	31,660	31,660	31,660
University of Pennsylvania - Center for Infectious Disease	295	295	1,893
Subtotal - State Funds.....	\$ 120,970	\$ 123,970	\$ 127,316
Subtotal - Federal Funds.....	250	250	250
Total - Grants and Subsidies.....	<u>\$ 121,220</u>	<u>\$ 124,220</u>	<u>\$ 127,566</u>
STATE FUNDS.....	\$ 169,691	\$ 175,855	\$ 188,217
FEDERAL FUNDS.....	107,228	108,124	233,968
AUGMENTATIONS	4,332	3,639	3,683
RESTRICTED REVENUES	10,684	14,500	14,297
GENERAL FUND TOTAL	<u>\$ 291,935</u>	<u>\$ 302,118</u>	<u>\$ 440,165</u>

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
MOTOR LICENSE FUND:			
<i>General Government:</i>			
Weights and Measures Administration	\$ 5,817	\$ 5,817	\$ 5,817
<i>Grants and Subsidies:</i>			
Dirt, Gravel, and Low Volume Roads	\$ 28,000	\$ 28,000	\$ 28,000
MOTOR LICENSE FUND TOTAL	\$ 33,817	\$ 33,817	\$ 33,817
OTHER FUNDS:			
EA = Executive Authorization = spending authority for the noted fund			
AGRICULTURAL COLLEGE LAND SCRIP FUND:			
Agricultural Research Programs and Extension Services	\$ - ^h	\$ - ^h	\$ - ^h
AGRICULTURAL CONSERVATION EASEMENT PURCHASE FUND:			
Purchase of County Easements (EA)	\$ 42,000	\$ 40,000	\$ 40,000
CONSERVATION DISTRICT FUND:			
Conservation District Grants (EA)	\$ 2,992	\$ 3,200	\$ 3,373
ENVIRONMENTAL STEWARDSHIP FUND:			
Transfer to Agricultural Conservation Easement Program (EA)	\$ 11,772	\$ 12,776 ⁱ	\$ 13,254
FARM PRODUCTS SHOW FUND:			
General Operations (EA)	\$ 9,515	\$ 13,000	\$ 14,582
NUTRIENT MANAGEMENT FUND:			
Planning, Loans, Grants, and Technical Assistance (EA)	\$ 2,887	\$ 3,280	\$ 3,280
Nutrient Management - Administration (EA)	1,369	1,369	1,381
NUTRIENT MANAGEMENT FUND TOTAL	\$ 4,256	\$ 4,649	\$ 4,661
PA RACE HORSE DEVELOPMENT TRUST FUND:			
(R)Animal Health and Diagnostic Commission	\$ 5,350	\$ 5,350	\$ 5,350
(R)Payments to Pennsylvania Fairs	4,000	4,000	4,000
(R)Pennsylvania Veterinary Lab	5,309	5,309	5,309
(R)Transfer to Farm Products Show Fund	5,000	5,000	5,000
PA RACE HORSE DEVELOPMENT TRUST FUND TOTAL	\$ 19,659	\$ 19,659	\$ 19,659
STATE RACING FUND:			
State Racing Commission	\$ 7,365	\$ 7,180	\$ 7,555
Equine Toxicology and Research Laboratory	13,065	13,251	13,535
(A)Reimbursements - Out-of-State Testing	3	10	5
Horse Racing Promotion	1,711	1,972	2,261
(R)Sire Stakes Fund	10,373	10,735	9,539 ^j
(R)Breeders' Fund	10,357	10,856	15,000 ^j
(R)PA Standardbred Breeders Development Fund	4,383	7,600	7,600 ^j
STATE RACING FUND TOTAL	\$ 47,257	\$ 51,604	\$ 55,495

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
DEPARTMENT TOTAL - ALL FUNDS			
GENERAL FUND.....	\$ 169,691	\$ 175,855	\$ 188,217
MOTOR LICENSE FUND.....	33,817	33,817	33,817
LOTTERY FUND.....	-	-	-
FEDERAL FUNDS.....	107,228	108,124	233,968
AUGMENTATIONS.....	4,332	3,639	3,683
RESTRICTED.....	10,684	14,500	14,297
OTHER FUNDS.....	137,451	144,888	151,024
TOTAL ALL FUNDS.....	\$ 463,203	\$ 480,823	\$ 625,006

^a Not added to avoid double counting: 2020-21 Actual is \$4,712,164, 2021-22 Available is \$5,793,000, and 2022-23 Budget is \$5,665,000.

^b Not added to avoid double counting: 2020-21 Actual is \$22,679, 2021-22 Available is \$14,000, and 2022-23 Budget is \$10,000.

^c Not added to avoid double counting: 2020-21 Actual is \$285,150, 2021-22 Available is \$253,000, and 2022-23 Budget is \$331,000.

^d Includes recommended supplemental appropriation of \$1,340,000.

^e Transfer from Agricultural Preparedness and Response not added to avoid double counting: 2020-21 Actual is \$2,855,431, 2021-22 Available is \$3,000,000, and 2022-23 Budget is \$6,500,000.

^f Transfer from Agricultural Business and Workforce Investment not added to avoid double counting: 2020-21 Actual is \$1,111,482, 2021-22 Available is \$2,000,000, and 2022-23 Budget is \$2,000,000.

^g Transfer from Agricultural Business and Workforce Investment not added to avoid double counting: 2020-21 Actual is \$32,160, 2021-22 Available is \$500,000, and 2022-23 Budget is \$500,000.

^h The General Fund transfer into the Agricultural College Land Scrip Fund is not added to avoid double counting: 2020-21 Actual is \$54,960,000, 2021-22 Available is \$54,960,000, and 2022-23 Budget is \$57,708,000.

ⁱ Includes recommended supplemental executive authorization of \$2,643,000.

^j This budget proposes to redirect a portion of Pennsylvania Race Horse Development Trust Fund restricted racing proceeds.

Program Funding Summary

(Dollar Amounts in Thousands)

	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	Actual	Available	Budget	Estimated	Estimated	Estimated	Estimated
PROTECTION AND DEVELOPMENT OF AGRICULTURAL INDUSTRIES:							
GENERAL FUND.....	\$ 147,924	\$ 151,088	\$ 161,450	\$ 162,700	\$ 164,590	\$ 165,080	\$ 165,390
MOTOR LICENSE FUND ...	33,817	33,817	33,817	33,817	33,817	33,817	33,817
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS	80,147	80,546	210,458	75,400	75,400	75,400	75,400
AUGMENTATIONS	4,332	3,639	3,683	3,683	3,683	3,683	3,683
RESTRICTED	10,684	14,500	14,297	14,297	14,297	14,297	14,297
OTHER FUNDS	90,194	93,284	95,529	96,119	96,737	97,386	98,013
SUBCATEGORY TOTAL....	\$ 367,098	\$ 376,874	\$ 519,234	\$ 386,016	\$ 388,524	\$ 389,663	\$ 390,600
HORSE RACING REGULATION:							
GENERAL FUND.....	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
MOTOR LICENSE FUND ...	-	-	-	-	-	-	-
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-	-
AUGMENTATIONS	-	-	-	-	-	-	-
RESTRICTED	-	-	-	-	-	-	-
OTHER FUNDS	47,257	51,604	55,495	46,812	44,043	43,835	37,785
SUBCATEGORY TOTAL....	\$ 47,257	\$ 51,604	\$ 55,495	\$ 46,812	\$ 44,043	\$ 43,835	\$ 37,785
EMERGENCY FOOD ASSISTANCE:							
GENERAL FUND.....	\$ 21,767	\$ 24,767	\$ 26,767	\$ 26,767	\$ 26,767	\$ 26,767	\$ 26,767
MOTOR LICENSE FUND ...	-	-	-	-	-	-	-
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS	27,081	27,578	23,510	23,510	23,510	23,510	23,510
AUGMENTATIONS	-	-	-	-	-	-	-
RESTRICTED	-	-	-	-	-	-	-
OTHER FUNDS	-	-	-	-	-	-	-
SUBCATEGORY TOTAL....	\$ 48,848	\$ 52,345	\$ 50,277	\$ 50,277	\$ 50,277	\$ 50,277	\$ 50,277

Program Funding Summary

(Dollar Amounts in Thousands)

	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	Actual	Available	Budget	Estimated	Estimated	Estimated	Estimated
ALL PROGRAMS:							
GENERAL FUND.....	\$ 169,691	\$ 175,855	\$ 188,217	\$ 189,467	\$ 191,357	\$ 191,847	\$ 192,157
MOTOR LICENSE FUND...	33,817	33,817	33,817	33,817	33,817	33,817	33,817
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS.....	107,228	108,124	233,968	98,910	98,910	98,910	98,910
AUGMENTATIONS	4,332	3,639	3,683	3,683	3,683	3,683	3,683
RESTRICTED.....	10,684	14,500	14,297	14,297	14,297	14,297	14,297
OTHER FUNDS.....	137,451	144,888	151,024	142,931	140,780	141,221	135,798
DEPARTMENT TOTAL	\$ 463,203	\$ 480,823	\$ 625,006	\$ 483,105	\$ 482,844	\$ 483,775	\$ 478,662



DEPARTMENT OF ENVIRONMENTAL PROTECTION

The mission of the Department of Environmental Protection is to protect Pennsylvania's air, land, and water from pollution and to provide for the health and safety of its citizens through a cleaner environment. The department will work as partners with individuals, organizations, governments, and businesses to prevent pollution and restore our natural resources.

Programs and Goals

Environmental Support Services: *To provide administrative and technical support for the commonwealth's environmental protection programs.*

Environmental Protection and Management: *To protect Pennsylvania's air, land, and water from pollution and to provide for the health and safety of its citizens through a cleaner environment. This responsibility is met by enforcing clean air and water standards, managing land protection activities and ensuring waste is handled properly, ensuring safe and healthy communities, and promoting sustainable energy.*

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
GENERAL FUND:			
<i>General Government:</i>			
General Government Operations	\$ 15,095	\$ 16,759	\$ 19,929
(F)COVID-SFR Watershed and Wetland Restoration	-	-	180,077
(F)IIJA - Assistance for Small and Disadvantaged Communities	-	-	28,103
(F)IIJA - Orphan Well Plugging	-	-	25,000 ^a
(F)IIJA - DOE - Energy Programs	-	-	22,300
(F)IIJA - Electric Grid Resilience	-	-	13,236 ^b
(F)IIJA - Energy Efficiency and Conservation	-	-	4,000
(A)Reimbursement - EDP Services	10,010	10,006	10,006
Subtotal	\$ 25,105	\$ 26,765	\$ 302,651
Environmental Program Management	32,041	34,160	42,297
(F)Coastal Zone Management	4,700	4,700	4,700
(F)Construction Management Assistance Grants - Administration	1,400	1,400	1,400
(F)Storm Water Permitting Initiative	2,300	2,300	2,300
(F)Safe Drinking Water Act - Management	5,500	7,000	7,000
(F)Water Pollution Control Grants - Management	5,500	5,500	5,500
(F)Air Pollution Control Grants - Management	3,200	3,200	3,200
(F)Surface Mine Conservation - Management	6,500	6,500	6,500
(F)Wetland Protection Fund	840	840	840
(F)Diagnostic X-Ray Equipment Testing	550	550	754
(F)Water Quality Outreach Operator Training	200	200	200
(F)Water Quality Management Planning Grants	1,150	1,150	1,150
(F)Small Operators Assistance	300	300	300
(F)Wellhead Protection Fund	250	250	250
(F)Indoor Radon Abatement	700	700	700
(F)Non-Point Source Implementation	14,800	14,800	14,800
(F)Hydroelectric Power Conservation Fund	51	51	51
(F)Survey Studies	6,000	6,000	6,000
(F)National Dam Safety	1,500	1,500	1,500
(F)Training Reimbursement for Small Systems	3,500	3,500	3,500
(F)State Energy Program	15,000	15,000	15,000
(F)Pollution Prevention	800	800	800
(F)Energy & Environmental Opportunities	1,200	1,200	1,200
(F)Surface Mine Conservation	680	680	680
(F)Multipurpose Grants to States and Tribes	600	600	600
(F)Abandoned Mine Reclamation (EA)	100,000	100,000	100,000
(F)IIJA - Abandoned Mine Reclamation (EA)	-	-	25,000
(F)Homeland Security Initiative (EA)	1,000	1,000	1,000

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
(A)Payments - Department Services.....	830	1,176	1,087
(A)Safe Drinking Water Administration.....	268	300	250
(A)Water Pollution Control Administration.....	246	200	270
(A)PA DOT ISTEA Program.....	-	25	-
(A)Vehicle Sales - EPM.....	5	5	5
(R)Sewage Facilities Program Administration (EA)	607	803	652
(R)Used Tire Pile Remediation (EA)	-	3	1
Subtotal.....	\$ 212,218	\$ 216,393	\$ 249,487
Chesapeake Bay Agricultural Source Abatement	2,935	3,461	3,539
(F)Chesapeake Bay Pollution Abatement	15,000	15,000	15,000
Subtotal.....	\$ 17,935	\$ 18,461	\$ 18,539
Environmental Protection Operations	94,202	98,036	117,115
(F)EPA Planning Grant - Administration	8,400	8,400	8,400
(F)Water Pollution Control Grants	8,900	8,900	8,900
(F)Air Pollution Control Grants	5,500	5,500	5,500
(F)Surface Mine Control and Reclamation	12,344	12,344	12,344
(F)Training & Education of Underground Coal Miners	1,700	1,700	1,700
(F)Construction Management Assistance Grants	350	350	350
(F)Safe Drinking Water.....	5,700	5,700	5,700
(F)Oil Pollution Spills Removal.....	1,000	1,000	1,000
(F)USDA Good Neighbor Authority	-	200	200
(F)Technical Assistance to Small Systems (EA)	1,750	1,750	1,750
(F)Assistance to State Programs (EA)	7,000	7,000	7,000
(F)Local Assistance and Source Water Protection (EA)	8,500	8,500	8,500
(F)Hazardous Materials Emergency Preparedness (EA)	55	55	55
(A)Reimbursement - Laboratory Services	8,674	11,545	11,934
(A)Lab Accreditation.....	1,801	1,623	1,620
(A)Reimbursement - Department Services	4,177	5,297	5,297
(A)PADOT ISTEA Program.....	1,408	1,000	1,000
(A)Clean Air Administration.....	3,165	3,860	3,860
(A)Solid Waste Abatement.....	500	500	500
(A)Safe Drinking Water Administration.....	385	630	555
(A)Water Pollution Control Administration.....	100	86	100
(A)Vehicle Sales - EPO.....	156	100	100
Subtotal.....	\$ 175,767	\$ 184,076	\$ 203,480
Black Fly Control and Research.....	3,347	7,645	7,645
(A)County Contributions	1,091	750	1,000
Subtotal.....	\$ 4,438	\$ 8,395	\$ 8,645

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
West Nile Virus and Zika Virus Control	5,345	5,609	5,880
(F) Zika Vector Control Response (EA)	22	37	37
(A) Vehicle Sales	53	-	-
(A) Tick and Lyme Testing	583	740	740
Environmental Hearing Board	2,554	2,593	2,728
(R) Safe Drinking Water Account	4,874	10,635	10,211
(R) Radiation Protection Fund	12,140	15,004	15,259
(R) Clean Water Fund	19,338	19,477	15,000
(R) Solid Waste Abatement Fund	2,118	2,018	2,026
(R) Well Plugging Account	22,636	27,293	26,647
(R) Abandoned Well Plugging	7	722	722
(R) Orphan Well Plugging	143	618	618
(R) Alternative Fuels	4,389	7,208	8,308
(R) Industrial Land Recycling	282	618	324
(R) Waste Transportation Safety Account	1,579	2,139	2,123
(R) Electronics Material Recycling Account	446	464	330
Subtotal	<u>\$ 67,952</u>	<u>\$ 86,196</u>	<u>\$ 81,568</u>
Subtotal - State Funds	\$ 155,519	\$ 168,263	\$ 199,133
Subtotal - Federal Funds	254,442	256,157	554,077
Subtotal - Augmentations	33,452	37,843	38,324
Subtotal - Restricted Revenues	<u>68,559</u>	<u>87,002</u>	<u>82,221</u>
Total - General Government	<u>\$ 511,972</u>	<u>\$ 549,265</u>	<u>\$ 873,755</u>
Grants and Subsidies:			
Delaware River Master	\$ 38	\$ 38	\$ 125
Susquehanna River Basin Commission	205	205	740
Interstate Commission on the Potomac River	23	23	51
Delaware River Basin Commission	217	217	1,047
Ohio River Valley Water Sanitation Commission	68	68	183
Chesapeake Bay Commission	300	300	300
Transfer to Conservation District Fund	2,506	2,506	2,506
Transfer to Recycling Fund	-	-	10,000
Interstate Mining Commission	15	15	30
(R) Environmental Mitigation Trust Agreement Account	7,685	18,000	18,000
Total - Grants and Subsidies	<u>\$ 11,057</u>	<u>\$ 21,372</u>	<u>\$ 32,982</u>
STATE FUNDS	\$ 158,891	\$ 171,635	\$ 214,115
FEDERAL FUNDS	254,442	256,157	554,077
AUGMENTATIONS	33,452	37,843	38,324
RESTRICTED REVENUES	<u>76,244</u>	<u>105,002</u>	<u>100,221</u>
GENERAL FUND TOTAL	<u>\$ 523,029</u>	<u>\$ 570,637</u>	<u>\$ 906,737</u>

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

EA = Executive Authorization = spending authority for the noted fund

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
OTHER FUNDS:			
ACID MINE DRAINAGE ABATEMENT AND TREATMENT FUND:			
(F)Acid Mine Drainage Abatement and Treatment (EA)	\$ 28,784	\$ 25,014	\$ 17,742
CLEAN AIR FUND:			
Major Emission Facilities (EA).....	\$ 20,801	\$ 20,083	\$ 19,869
Mobile and Area Facilities (EA).....	11,290	10,153	10,299
Clean Energy Programs (EA).....	-	-	410,617
CLEAN AIR FUND TOTAL	\$ 32,091	\$ 30,236	\$ 440,785
COAL AND CLAY MINE SUBSIDENCE INSURANCE FUND:			
General Operations (EA).....	\$ 4,679	\$ 4,738	\$ 3,712
Payment of Claims (EA).....	2,240	2,040	2,040
COAL AND CLAY MINE SUBSIDENCE INSURANCE FUND TOTAL	\$ 6,919	\$ 6,778	\$ 5,752
COAL LANDS IMPROVEMENT FUND:			
Coal Lands Restoration (EA).....	\$ 840	\$ 1,200	\$ 325
CONSERVATION DISTRICT FUND:			
Conservation District Grants (EA)	\$ 4,581	\$ 4,581	\$ 4,653
ENERGY DEVELOPMENT FUND:			
Energy Development - Administration (EA)	\$ 131	\$ 139	\$ 155
Energy Development Loans/Grants (EA)	2,300	-	2,250
ENERGY DEVELOPMENT FUND TOTAL	\$ 2,431	\$ 139	\$ 2,405
ENVIRONMENTAL EDUCATION FUND:			
General Operations (EA).....	\$ 906	\$ 881	\$ 1,382
ENVIRONMENTAL STEWARDSHIP FUND:			
Watershed Protection and Restoration (EA)	\$ 29,749	\$ 32,287 ^c	\$ 33,495
HAZARDOUS SITES CLEANUP FUND:			
General Operations (EA).....	\$ 23,887	\$ 24,170	\$ 22,837
Hazardous Sites Cleanup (EA)	24,000	9,000	9,000
Host Municipality Grants (EA)	25	25	25
Small Business Pollution Prevention (EA)	1,000	1,000	1,000
Transfer to Industrial Sites Cleanup Fund (EA)	3,000	3,000	3,000
Transfer to Household Hazardous Waste Account (EA).....	1,000	1,000	1,000
(R)Hazardous Sites Cleanup.....	-	15,000	15,000
HAZARDOUS SITES CLEANUP FUND TOTAL	\$ 52,912	\$ 53,195	\$ 51,862
MINE SAFETY FUND:			
General Operations (EA).....	\$ 13	\$ 17	\$ 49
NON-COAL SURFACE MINING CONSERVATION & RECLAMATION FUND:			
General Operations (EA).....	\$ 4,164	\$ 3,978	\$ 1,997
NUTRIENT MANAGEMENT FUND:			
Education, Research, and Technical Assistance (EA)	\$ 2,126	\$ 2,100	\$ 2,100

Summary by Fund and Appropriation

(Dollar Amounts in Thousands)

	2020-21 ACTUAL	2021-22 AVAILABLE	2022-23 BUDGET
RECYCLING FUND:			
Recycling Coordinator Reimbursement (EA)	\$ 2,000	\$ 2,000	\$ 2,000
Reimbursement for Municipal Inspection (EA)	300	400	325
Reimburse-Host Municipality Permit Applications Review (EA).....	10	10	10
Administration of Recycling Program (EA)	1,386	1,367	1,386
County Planning Grants (EA)	1,750	1,300	1,500
Municipal Recycling Grants (EA).....	30,000	44,000	27,000
Municipal Recycling Performance Program (EA).....	21,500	21,500	21,500
Public Education/Technical Assistance (EA)	13,475	7,595	5,700
(R)Household Hazardous Waste.....	972	1,500	1,500
RECYCLING FUND TOTAL.....	\$ 71,393	\$ 79,672	\$ 60,921
REMINING FINANCIAL ASSURANCE FUND:			
Remining Financial Assurance (EA).....	\$ 558	\$ 400	\$ 400
STORAGE TANK FUND:			
General Operations (EA).....	\$ 4,300	\$ 3,986	\$ 4,404
(F)Underground Storage Tanks (EA)	1,750	1,750	1,750
(F)Leaking Underground Storage Tanks (EA)	2,990	2,990	2,990
(A)Investment/Closing Cost Reimbursement	6,517	7,000	7,000
STORAGE TANK FUND TOTAL.....	\$ 15,557	\$ 15,726	\$ 16,144
SURFACE MINING CONSERVATION & RECLAMATION FUND:			
General Operations (EA).....	\$ 5,041	\$ 4,999	\$ 4,173
UNCONVENTIONAL GAS WELL FUND:			
Transfer to Well Plugging Account (EA).....	\$ 6,000	\$ 6,000	\$ 6,000
UNDERGROUND STORAGE TANK INDEMNIFICATION FUND:			
Environmental Cleanup Program (EA).....	\$ 4,000	\$ 3,479	\$ 2,559
Pollution Prevention Program (EA)	100	100	100
UNDERGROUND STORAGE TANK INDEMNIFICATION FUND TOTAL.....	\$ 4,100	\$ 3,579	\$ 2,659
DEPARTMENT TOTAL - ALL FUNDS.....			
GENERAL FUND.....	\$ 158,891	\$ 171,635	\$ 214,115
MOTOR LICENSE FUND	-	-	-
LOTTERY FUND	-	-	-
FEDERAL FUNDS	254,442	256,157	554,077
AUGMENTATIONS	33,452	37,843	38,324
RESTRICTED	76,244	105,002	100,221
OTHER FUNDS	268,165	270,782	652,844
TOTAL ALL FUNDS	\$ 791,194	\$ 841,419	\$ 1,559,581

^a Estimate based on current federal guidance of the maximum early grant under IIJA. Formula for additional funding pending.

^b Estimate based on proration of total federal IIJA grant award using factors of total area and population. Formula for funding pending.

^c Includes recommended supplemental executive authorization of \$6,682,000.

Program Funding Summary

(Dollar Amounts in Thousands)

	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	Actual	Available	Budget	Estimated	Estimated	Estimated	Estimated
ENVIRONMENTAL SUPPORT SERVICES:							
GENERAL FUND.....	\$ 17,649	\$ 19,352	\$ 22,657	\$ 22,657	\$ 22,657	\$ 22,657	\$ 22,657
MOTOR LICENSE FUND ...	-	-	-	-	-	-	-
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS.....	-	-	272,716	81,339	81,339	81,339	81,339
AUGMENTATIONS	10,010	10,006	10,006	10,006	10,006	10,006	10,006
RESTRICTED.....	-	-	-	-	-	-	-
OTHER FUNDS.....	-	15,000	15,000	15,000	15,000	15,000	15,000
SUBCATEGORY TOTAL....	\$ 27,659	\$ 44,358	\$ 320,379	\$ 129,002	\$ 129,002	\$ 129,002	\$ 129,002
ENVIRONMENTAL PROTECTION AND MANAGEMENT:							
GENERAL FUND.....	\$ 141,242	\$ 152,283	\$ 191,458	\$ 191,458	\$ 191,458	\$ 191,458	\$ 191,458
MOTOR LICENSE FUND ...	-	-	-	-	-	-	-
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS.....	254,442	256,157	281,361	281,157	281,157	281,157	281,157
AUGMENTATIONS	23,442	27,837	28,318	28,318	28,318	28,318	28,318
RESTRICTED.....	76,244	105,002	100,221	100,221	100,221	100,221	100,221
OTHER FUNDS.....	268,165	255,782	637,844	626,568	600,669	601,628	603,214
SUBCATEGORY TOTAL....	\$ 763,535	\$ 797,061	\$ 1,239,202	\$ 1,227,722	\$ 1,201,823	\$ 1,202,782	\$ 1,204,368
ALL PROGRAMS:							
GENERAL FUND.....	\$ 158,891	\$ 171,635	\$ 214,115	\$ 214,115	\$ 214,115	\$ 214,115	\$ 214,115
MOTOR LICENSE FUND ...	-	-	-	-	-	-	-
LOTTERY FUND	-	-	-	-	-	-	-
FEDERAL FUNDS.....	254,442	256,157	554,077	362,496	362,496	362,496	362,496
AUGMENTATIONS	33,452	37,843	38,324	38,324	38,324	38,324	38,324
RESTRICTED.....	76,244	105,002	100,221	100,221	100,221	100,221	100,221
OTHER FUNDS.....	268,165	270,782	652,844	641,568	615,669	616,628	618,214
DEPARTMENT TOTAL	\$ 791,194	\$ 841,419	\$ 1,559,581	\$ 1,356,724	\$ 1,330,825	\$ 1,331,784	\$ 1,333,370

Summary by Department

(Dollar Amounts in Thousands)

	2020-21 Actual	2021-22 Available	2022-23 Budget
Treasury			
General Government			
Administration — Refunding Liquid Fuels Taxes.....	\$ 551	\$ 551	\$ 551
Refunds			
Refunding Liquid Fuels Taxes — State Share (EA)	\$ 5,000	\$ 4,800	\$ 4,500
Refunding Liquid Fuels Taxes — Agricultural (EA)	4,750	5,000	5,000
Refunding Liquid Fuels Taxes — Political Subdivisions (EA).....	5,000	5,000	5,000
Refunding Liquid Fuels Taxes — Volunteer Services (EA)	800	700	800
Refunding Liquid Fuels Taxes — Snowmobiles & ATVs (EA).....	1,000	1,000	1,000
Refunding Liquid Fuels Taxes — Boat Fund (EA).....	12,879	12,300	12,790
Subtotal.....	<u>\$ 29,429</u>	<u>\$ 28,800</u>	<u>\$ 29,090</u>
Debt Service			
Capital Debt Transportation Projects.....	\$ 35,736	\$ 35,779	\$ 35,826
General Obligation Debt Service	17,859	23,187	21,807
Loan and Transfer Agent	40	40	40
Subtotal.....	<u>\$ 53,635</u>	<u>\$ 59,006</u>	<u>\$ 57,673</u>
TOTAL STATE FUNDS	<u>\$ 83,615</u>	<u>\$ 88,357</u>	<u>\$ 87,314</u>
Restricted.....	56,565	69,297	71,610
DEPARTMENT TOTAL.....	<u>\$ 140,180</u>	<u>\$ 157,654</u>	<u>\$ 158,924</u>
Agriculture			
General Government			
Weights and Measures Administration	\$ 5,817	\$ 5,817	\$ 5,817
Grants and Subsidies			
Dirt, Gravel, and Low Volume Roads	\$ 28,000	\$ 28,000	\$ 28,000
TOTAL STATE FUNDS.....	<u>\$ 33,817</u>	<u>\$ 33,817</u>	<u>\$ 33,817</u>
DEPARTMENT TOTAL.....	<u>\$ 33,817</u>	<u>\$ 33,817</u>	<u>\$ 33,817</u>
Community and Economic Development			
General Government			
Appalachian Regional Commission	\$ 500	\$ 500	\$ 750
DEPARTMENT TOTAL.....	<u>\$ 500</u>	<u>\$ 500</u>	<u>\$ 750</u>
Conservation and Natural Resources			
General Government			
Dirt and Gravel Roads	\$ 7,000	\$ 7,000	\$ 7,000
TOTAL STATE FUNDS.....	<u>\$ 7,000</u>	<u>\$ 7,000</u>	<u>\$ 7,000</u>
Restricted.....	13,388	9,305	9,848
DEPARTMENT TOTAL.....	<u>\$ 20,388</u>	<u>\$ 16,305</u>	<u>\$ 16,848</u>

Summary by Department, continued

	(Dollar Amounts in Thousands)		
	2020-21	2021-22	2022-23
	Actual	Available	Budget
Education			
Grants and Subsidies			
Safe Driving Course.....	\$ 1,100	\$ 1,100	\$ 1,100
DEPARTMENT TOTAL.....	<u>\$ 1,100</u>	<u>\$ 1,100</u>	<u>\$ 1,100</u>
General Services			
General Government			
Harristown Rental Charges (EA)	\$ 95	\$ 105	\$ 105
Harristown Utility and Municipal Charges (EA)	276	276	276
Tort Claims Payments	9,000	9,000	9,000
TOTAL STATE FUNDS.....	<u>\$ 9,371</u>	<u>\$ 9,381</u>	<u>\$ 9,381</u>
DEPARTMENT TOTAL.....	<u>\$ 9,371</u>	<u>\$ 9,381</u>	<u>\$ 9,381</u>
Revenue			
General Government			
Collections — Liquid Fuels Taxes	\$ 23,136	\$ 21,792	\$ 23,125
Refunds			
Refunding Liquid Fuels Taxes (EA)	\$ 32,200	\$ 31,000	\$ 35,497
TOTAL STATE FUNDS.....	<u>\$ 55,336</u>	<u>\$ 52,792</u>	<u>\$ 58,622</u>
Federal Funds.....	90	150	250
DEPARTMENT TOTAL.....	<u>\$ 55,426</u>	<u>\$ 52,942</u>	<u>\$ 58,872</u>
State Police			
General Government			
General Government Operations.....	\$ 617,164	\$ 599,652	\$ 424,285
Statewide Public Safety Radio System.....	36,153	20,977	21,130
Law Enforcement Information Technology	20,697	20,697	20,697
Municipal Police Training.....	1,708	1,708	1,708
Patrol Vehicles.....	12,000	12,000	13,000
Commercial Vehicle Inspections.....	12,808	13,427	14,180
Subtotal	<u>\$ 700,530</u>	<u>\$ 668,461</u>	<u>\$ 495,000</u>
Grants and Subsidies			
Municipal Police Training Grants.....	\$ 5,000	\$ 5,000	\$ 5,000
TOTAL STATE FUNDS.....	<u>\$ 705,530</u>	<u>\$ 673,461</u>	<u>\$ 500,000</u>
Federal Funds.....	8,954	8,335	8,243
Augmentations.....	87	785	785
Restricted.....	1,667	1,500	1,500
DEPARTMENT TOTAL.....	<u>\$ 716,238</u>	<u>\$ 684,081</u>	<u>\$ 510,528</u>

Unconventional Gas Well Fund

This fund was created by Act 13 of 2012 to provide for the collection and distribution of unconventional gas well impact fees. The fee revenue is used by commonwealth agencies for monitoring and oversight of unconventional gas wells, emergency responder training, and for rail freight assistance projects. Distributions are made to county conservation districts, host counties and municipalities, and to local municipalities. Receipts deposited into the Unconventional Gas Well Fund are derived from an impact fee assessed to drillers of natural gas wells in the Marcellus Shale regions of the commonwealth. The fee is assessed per gas well and may be adjusted based on the number of wells and changes in the Consumer Price Index for all urban consumers in the Pennsylvania, New Jersey, Delaware, and Maryland area.

Statement of Cash Receipts and Disbursements

(Dollar Amounts in Thousands)

	2020-21 Actual	2021-22 Available	2022-23 Estimated
Cash Balance, Beginning	\$ 18,902	\$ 20,620	\$ 6,307
Receipts:			
Impact Fee Revenues	\$ 148,056	\$ 222,660	\$ 222,660
Interest	101	22	22
Total Receipts	148,157	222,682	222,682
Total Funds Available	\$ 167,059	\$ 243,302	\$ 228,989
Disbursements:			
Public Utility Commission	\$ 77,260	\$ 126,986	\$ 122,437
Emergency Management	1,582	6,453	1,500
Fish and Boat Commission	878	2,481	1,000
Transportation	540	4,373	1,000
Transfer to Conservation District Fund	4,087	4,189	4,294
Transfer to Well Plugging Account	6,000	6,000	6,000
Transfer to Marcellus Legacy Fund	51,032	81,513	81,429
Transfer to Housing Affordability and Rehabilitation Enhancement Fund	5,060	5,000	5,000
Total Disbursements	(146,439)	(236,995)	(222,660)
Cash Balance, Ending	\$ 20,620	\$ 6,307	\$ 6,329



TO Karl G. Brown
Executive Secretary
State Conservation Commission

FROM Karen L. Books
Chief
Conservation District Support Section

THROUGH Jill Whitcomb
Director
Chesapeake Bay Office

DATE February 28, 2022

RE Pennsylvania Envirothon Update

NO ACTION REQUESTED:

The Pennsylvania Envirothon is once again in search of a new executive director. The newly hired executive director announced recently that he has accepted the conservation district manager position in Union County. The Envirothon Board is currently developing a plan to refill the position.

Meanwhile, the Envirothon Board continues to plan the 2022 hybrid Pennsylvania Envirothon. This year, teams will submit prerecorded oral presentations. Then over a 4-day period, teams of judges will watch the presentations with the team and then have a live question and answer session with the team via Zoom. The Oral Presentations will be held:

May 17 – Monroe County
May 18 – Indiana County
May 19 – Cumberland County
May 20 – Snyder County

Having multiple locations will allow the Envirothon Program to solicit volunteers from different parts of the state. Volunteer information has been sent to conservation districts and partner agencies.

Station testing will be held in-person at Camp Mt. Luther, Union County on May 25.

By holding the oral competition virtually and the station tests in-person, the program can limit the need to bring a large number of people together indoors while still allowing the students to experience the excitement of the on-site competition and awards program.



TO STATE CONSERVATION COMMISSION MEMBERS
FROM Kristopher Abell, Governor's Invasive Species Council Coordinator
DATE 2/25/2022
RE Proposed Partnerships for Regional Invasive Species Management (PRISM) Program

Overview

- Invasive species pose a significant threat to the Commonwealth's ecosystems, biodiversity, infrastructure, economy, and natural and cultural resources.
- Invasive species benefit from active global trade and commerce, whether intentionally brought in or as stowaways, and capitalize on climate change and land disturbance from development and natural disasters.
- Invasive species continue to proliferate throughout the Commonwealth, incurring greater and greater economic and environmental damage. The longer we wait to develop a more effective state-wide management strategy, the more we lose and the greater the costs to undo the damage.
- Private landowners, local and watershed-based environmental non-profits, County Conservation Districts, educational institutions, state agencies, and federal agencies each do their own work when it comes to controlling invasive species; this siloed, small-scale approach is not efficient.
- A PRISM program would help break down silos and enhance cooperation among entities and sectors to leverage resources and increase efficiency and effectiveness as it relates to control of invasive species.

What is the Partnerships for Regional Invasive Species Management (PRISM) Program?

- The PRISM program is a public-private partnership encouraging cooperation among private landowners, governmental agencies, businesses, and non-profit organizations to co-ordinate their efforts and work together to address invasive species at a regional and local level.
- The PISC is proposing six distinct PRISM regions to be established across Pennsylvania. PRISMs would be supported through state funding. The funding would go to a local "host organization" (e.g., County Conservation District, local Extension Office, etc.) in each region. The host organization would form and coordinate a large, diverse partnership of regional stakeholders to implement invasive species prevention, education, management, and more.
- The PISC has established deliverables and an administrative framework for PRISM; within this framework, each PRISM will develop their own priorities, objectives, and a strategic plan to address invasive species unique to their region.

PRISM partners may include, but are not limited to the following:

County Conservation Districts
 Land Conservancies
 Local Government/Municipalities
 Colleges and Universities
 Industry and Business

State Agencies
 Environmental Groups and Organizations
 Federal Agencies
 Private Landowners
 More



What does each regional PRISM do?

1. Develop a 5-year strategic plan to meet deliverables that includes annual budgets and work plans consistent with the Pennsylvania State Invasive Species Management Plan.
2. Plan and conduct invasive species management and control activities; coordinate reporting and tracking of all activities.
3. Enhance regional early detection survey and monitoring to identify new potential invasive species threats and coordinate these efforts with other PRISMs.
4. Develop and conduct invasive species educational outreach.
5. Recruit and train volunteers to help build capacity in the region for invasive species control.
6. Develop and maintain the network of PRISM partnerships, hold regular organizational meetings, and promote information sharing and best practices.
7. Work in close coordination with the Pennsylvania Invasive Species Council and support existing state agency invasive species programs.
8. Develop a governance structure for the PRISM, which may include forming a steering committee, electing officers, and establishing a decision-making process.
9. Pursue additional funding.

What are the advantages of a PRISM program?

- The PRISM model has been successful in other states for effectively managing invasive species.
- Builds cross-jurisdictional public-private partnerships that are essential for control of invasive species.
- Uniquely leverages local knowledge and expertise; empowers and engages local community stewardship.
- Increases assistance to private landowners to control invasive species on their property.
- Provides more effective early detection of invasive species by expanding local survey and monitoring efforts.
- A leaner, more efficient, approach to invasive species management statewide.

More information can be found on the PISC website: agriculture.pa.gov/InvasiveSpeciesCouncil/PRISM



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

March 1, 2022

To: SCC Members

From: Karl Brown
Executive Secretary

RE: Volunteers for 2022-23 SCC Awards Committee

Each year the Commission presents awards for Distinguished Service and Leadership Excellence, and recognizes conservation district anniversaries. These awards are normally presented at the July Joint Annual Conference.

As in previous years, Commission staff is looking for several Commission members to serve on the Awards Committee.

Any member that is interested in serving in this capacity should let me know at the March 8th Commission meeting.

SCC Distinguished Service Award

Criteria: This award is given to an individual (volunteer or professional staff) who has met the following criteria:

1. The individual has demonstrated a significant and substantial service and leadership to the Commission and or conservation districts.
2. The individual has held a position of leadership regionally or statewide with the Commission, PACD or a supporting agency.
3. The individual has demonstrated a long-term commitment to the furtherance of Pennsylvania's conservation partnership and to the conservation and protection of Pennsylvania's natural resources.

SCC Leadership Training Excellence Award – Individual(s) (Leadership, Technical or Administrative)

Criteria: This award is given to recognize outstanding commitment to Pennsylvania's conservation partnership leadership development (i.e. Building for Tomorrow, Envirothon, etc.). and technical training (i.e. Boot Camp, DGRP ESM, etc.) efforts. The purpose of the leadership development program is to help equip conservation districts with the communication, leadership, management, policy development and assessment tools, technical skills, and other board and staff development skills essential for the delivery of a professional and effective conservation district programs.

SCC Leadership Excellence Award – Board

Criteria: This award is given to a Conservation District Board that meets the following criteria:

1. Provides well-articulated, relevant and implemented mission addressing natural resource challenges and opportunities within the county.
2. Utilizes sound and innovative practices in district board governance and policy promoting a safe and ethical working environment and safeguarding the organization's integrity.
3. Exercises due diligence that organization is well managed, focused on stewardship and financially sound
4. Assures adequate human and financial resources for the organization
5. Carefully selects, continuously supports and evaluates professional management and leadership
6. Regularly engages in strategic planning focused on the long-term viability of the organization and its ultimate purpose for the community
7. Demonstrates exemplary leadership and service to the community
8. Embrace, articulates and furthers the mission of organization
9. Demonstrates creativity, innovation, passion and entrepreneurship in serving intended beneficiaries
10. Demonstrates a commitment to excellence in effective management, accountability, oversight and stewardship



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

DATE: February 22, 2022

TO: State Conservation Commission Members

FROM: Frank X. Schneider, Director
Nutrient and Odor Management Programs

THROUGH: Karl G. Brown
Executive Secretary

RE: Nutrient and Odor Management Programs Report

The Nutrient and Odor Management Program Staff of the State Conservation Commission offer the following report of measurable results for the time-period of January / February 2022.

For the months of January and February 2022, staff and delegated conservation districts have:

1. Odor Management Plans:
 - a. 8 OMPs in the review process
 - b. 8 OMPs Approved
 - c. 5 OMP approvals Rescinded
2. Managing twelve (12) ACTIVE enforcement or compliance actions, currently in various stages of the compliance or enforcement process. Monitoring an additional nine (9) other cases of enforcement / compliance / interest.
3. Continue to daily answer questions for NMP and OMP writers, NMP reviewers, delegated Conservation Districts, and others.
4. Assisted DEP with various functions and as workgroup members in Federal and State settings for the Chesapeake Bay Program.
5. Continue to preliminary review of the regulations for:
 - a. Act 38
 - b. Act 49
 - c. NM Certification
 - d. OM Certification
6. Workgroup of agencies and CDs to develop the Required Output Measures (ROMs) and a workload analysis for the next 5-year NM/MM delegation agreement and make adjustments as needed.

7. Received comments on the proposed delegated amounts for the next 5-year NM/MM delegation agreement
8. Worked with DEP to transfer the next NM/MM delegation agreement to the E-Grants submission process.
9. Developed OMP compliance strategy
10. Work with PDA is disseminating information on Highly Pathogenic Avian Influenza and bio-security to CDs and the private/public sector



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

DATE: January 24, 2022

TO: State Conservation Commission Members

FROM: Brady Seeley, Conservation Program Specialist
Nutrient and Odor Management Programs

THROUGH: Karl G. Brown
Executive Secretary

RE: Nutrient Management Plan Update Report: Joe Jurgielewicz & Son, Ltd. –
Sunbury Farm – Northumberland County

I have completed my review of the Joe Jurgielewicz & Son, Ltd. – Sunbury Farm Nutrient Management Plan (NMP) Update which was submitted by William Rogers of AET Consulting on January 24, 2022. This update is for the NMP that includes crop years 2021 through 2023.

The original NMP for Joe Jurgielewicz & Son, Ltd. – Sunbury Farm, an existing duck operation located in Northumberland County, was approved on September 15, 2020. The operation is home to 24,000 ducks. This operation has 0 acres suitable for manure application. This operation, having an animal density of 109.1 AEUs/acre is defined as a Concentrated Animal Operation (CAO) under the PA Nutrient Management Act. The operation is considered a Concentrated Animal Feeding Operation (CAFO) by the Department of Environmental Protection (DEP).

This NMP update is categorized as a Simple Update. After my review, I deemed the update to be technically complete and have notified the plan writer and operator that the update has been accepted.

No Commission action is required for NMP updates.



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

DATE: January 3, 2022

TO: Members
State Conservation Commission

FROM: Karl J. Dymond
State Conservation Commission *KJ Dymond*

SUBJECT: January 2022 Status Report on Facility Odor Management Plan Reviews

Detailed Report of Recent Odor Management Plan Actions

In accordance with Commission policy, attached is the Odor Management Plans (OMPs) actions report for your review. No formal action is needed on this report unless the Commission would choose to revise any of the plan actions shown on this list at this time. This recent plan actions report details the OMPs that have been acted on by the Commission and the Commission's Executive Secretary since the last program status report provided to the Commission at the November 2021 Commission meeting.

Program Statistics

Below are the overall program statistics relating to the Commission's Odor Management Program, representing the activities of the program from its inception in March of 2009, to December 31, 2021.

The table below summarizes approved plans grouped by the Nutrient Management Program Coordinator areas.

	Central	NE/NC	SE/SC	West	Totals
2009	7	6	28	1	42
2010	5	7	25	2	39
2011	10	12	15	2	39
2012	9	17	16	2	44
2013	10	11	38	3	62
2014	13	16	44	2	75
2015	15	15	61	2	93
2016	19	16	59	5	99
2017	25	24	44	3	96
2018	14	13	40	1	68
2019	12	11	14		37
2020	9	11	41	1	62
2021	15	15	30	1	61
2022	5	2	1		8
Total	168	176	456	25	
Grand Total					825



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

As of February 23, 2022, there are eight hundred and twenty-five **approved** plans and/or amendments, nine plans have been **denied**, twelve plans/ amendments have been **withdrawn** without action taken, ninety-two plans/ amendments were **rescinded**, and eight plans/ amendments are going through the **plan review process**.

OMP Actions Status Report

Action	OMP Name	County	Municipality	Species	AEUs	OSI Score	Status	Amended
1/4/2022	Glick, Steve	Snyder	Middlecreek Twp	Broilers	46.45	29.8	Rescinded	A
1/4/2022	Stoner's Hijos Hill, Inc	Franklin	Peters Twp	Cattle	439.16	19.5	Approved	A
1/5/2022	Glick, Steve	Snyder	Middlecreek Twp	Broilers	73.97	22.1	Rescinded	
1/10/2022	Kulp Family Dairy, LLC – Huntsman Farm	Blair	N Woodbury Twp	Cattle	0.00	23.0	Approved	
1/13/2022	Evergreen Farms, Inc – Peterson Farm	Huntingdon	Franklin Twp	Cattle	33.60	23.0	Approved	
1/13/2022	Reiff, Kenton – Chiques View Farms	Lancaster	Rapho Twp	Duck	85.00	36.3	Approved	
1/18/2022	Zimmerman, Amos & Jillian	Schuylkill	W Brunswick Twp	Pullets	75.95	116.1	Approved	A
1/21/2022	Lee, Jake H	Clearfield	Brady Twp	Veal	64.44	69.3	Rescinded	
1/21/2022	Raber, Noah J	Clearfield	Brady Twp	Veal	33.14	85.8	Rescinded	
1/31/2022	Bence, Tanner	Bedford	Napier Twp	Duck	135.28	69	Rescinded	
1/31/2022	Pleasant View Farms, Inc – Home Farm	Blair	Bloomfield Twp	Cattle	652.50	71.7	Approved	
2/15/2022	Gress, Cory – Lick Hollow Hog Farm	Fulton	Licking Creek Twp	Cattle	188.30	9.1	Approved	
2/18/2022	LGH Farms LLC	Columbia	Locust Twp	Layers	316.11	30.1	Approved	A

As of February 23, 2022



**COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION**

DATE: February 25, 2022
TO: State Conservation Commission
FROM: Joel Semke, Program Administrator
THRU: Johan E. Berger, Program Manager
 Financial, Certification and Conservation District Programs
SUBJ: 2021 Program Accomplishments
 Resource Protection and Enhancement Program (REAP)

REAP Program Summary

The REAP program allows farmers, businesses, and landowners to earn state tax credits in exchange for the implementation of conservation Best Management Practices (BMPs) on Pennsylvania farms. REAP is a “first-come, first-served” program – no rankings. The program is administered by the State Conservation Commission and the tax credits are awarded by the Pennsylvania Department of Revenue. Eligible applicants receive between 50% and 75% of project costs in the form of State tax credits for up to \$250,000 per agricultural operation in any consecutive 7-year period.

Additional provisions grant the Commission the ability to 1) reserve and target up to \$3.0 million of the total annual allocation for best management practices for nutrient and sediment reduction within the Chesapeake Bay watershed and, 2) the option to implement a 90% REAP tax credit option for certain high-priority BMPs within watersheds covered by an approved TMDL. Those practices include: riparian forest buffers; livestock exclusion from streams and supporting practices; stream crossings; cover crops; soil health BMPs; and other BMPs determined appropriate by the SCC.

Program Accomplishments

The FY2021 REAP application period opened August 2, 2021. The annual tax credit allocation for FY2021 is \$13 million.

Below is a summary of the FY2020 and FY2021 rounds of REAP applications, credits awarded to date, and a summary of REAP credits awarded for specific BMPs of interest. The FY2021 round of REAP began with approximately \$3 million already allocated to approved ‘roll-over’ FY2020 applications.

(1.) Applications Received

Applications	Total Cost	Other Public Funds	REAP Requests	Credits Granted
FY2020 381	\$36.5 million	\$4.0 million	\$14.9 million	\$11.9 million
FY 2021* 347	\$33.2 million	\$4.2 million	\$14.0 million	\$6.4 million

*information for FY 2021 is current to February 24, 2022. Approximately 120 applications will rollover into the FY2022-23 program year. Estimated tax credit eligibility of roll-over application ~ \$2.5 – 3.0 million.

(2.) Summary of selected BMPs approved for REAP tax credits - FY 2020 & FY 2021

	<u>FY2020</u>	<u>FY2021</u>
REAP Request (project types)		
Proposed Projects	\$3.5 million	\$6.8 million
Completed Projects	\$11.4 million	\$7.2 million
No-Till Equipment, Manure Injectors, Rollers	\$8.2 million	\$8.6 million
Structural BMPs	\$7.1 million	\$4.1 million
Plans (Ag E&S, Soil Health, Manure & Nut. Mgt.)	\$103,000	\$100,000
Cover Crops	\$913,000	\$970,000
Precision Ag Equipment	\$534,000	\$235,000
Sponsored Applications	44	54

(3.) Summary of Program Activities - January 01, 2021 – December 31, 2021

The following is a summary of program activities accomplished in calendar year 2021.

Please note that actions (i.e. credits issued) may have been taken on projects or activities approved in prior fiscal years (i.e. FY2019 and FY2020).

- a. Tax Credits issued to applicants for completed, eligible projects \$12.8M
- b. Number of BMPs completed associated with issued tax credits 577 projects
- c. Number of tax credit ‘sales’ completed 242 sale *transactions*
- d. Total tax credits processed through ‘sales’ \$5.9 M
- e. Number of site inspections conducted on completed projects 5
- f. Educational and promotional activities included speaking events and various visits to conservation districts and NRCS offices across Pennsylvania. 25



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

February 25, 2022

To: Members
State Conservation Commission

From: Johan E. Berger, Director
Financial Assistance, Policy, Certification & Conservation District Programs

RE: Conservation Excellence Grant Program

The Conservation Excellence Grant Program (CEG Program), created under the 2019 PA Farm Bill, has been active since July 2020 beginning with the distribution of \$2.5 million in funding to the Lancaster and York county conservation districts through a delegation agreement for administration and implementation of the program. Both Lancaster and York counties are identified as Tier1 counties by DEP in Pennsylvania's Chesapeake Bay Phase 3 Watershed Implementation Plan (ChesBay Phase III WIP) and thus were priority counties for implementation of the CEG Program. Subsequently, with funding allocations to the Commission in FY2020 and FY2021, five Tier 2 counties, Bedford, Centre, Cumberland, Franklin, and Lebanon counties have been integrated into the CEG Program.

- Total funding allocated to the seven county conservation districts as of January 1, 2022, is \$8.808 million. These allocations includes \$6.5 million in state funding and \$2.308 million from a DEP sub-grant as part of DEP's *Chesapeake Bay Implementation Grant Program* for expansion of the CEG Program in Tier 2 counties identified in the ChesBay Phase III WIP.
- Public-Private Partnership – Lancaster Farmland Trust (LFT) has been engaged in a \$1.154 million grant agreement since January 1, 2021, for a project to develop a public-private partnership model that will utilize CEG's financial bundling (grants, tax credits and loans) for the implementation of best management practices mimicking the CEG Program in Salisbury Township, Lancaster county. LFT is currently working with 4 project sites to complete design or construction activities of BMPs. LFT anticipates expanding its funding support to four more project sites with match from the National Fish and Wildlife Foundation before completion of the grant agreement.
- CEG Program activities - Table 1- Application and Project data – Conservation Excellence Grant Program illustrates the status of project applications received by participating districts and the status of grants/projects. Over \$5.108 million in program funds have been committed to grant projects by conservation districts and over \$1.171 million in payments to farmers for BMP implementation have been completed.

Table 1 – Application and Project data – Conservation Excellence Grant Program (as of February 25,2022)

*Information not available at the time of the report.

County	Applications Received	Applications Approved	Grant award totals	Project Descriptions	Number of Completed Projects	Completed Project descriptions	Grant funds Disbursed to applicants
<u>Bedford</u>	9	3	\$523,927	Waste Storage Facility, HUAP	*	*	\$112,182
<u>Centre</u>	5	5	\$847,200	Level-lip spreader, HUAP; manure storages systems; livestock grazing systems	2	Level-lip spreader, HUAP	\$230,000
<u>Cumberland</u>	7	7	\$565,320	HUAP, Manure transfer system; streambank fencing with components.	1	HUAP & Waste Storage	\$72,000
<u>Franklin</u>	30	19	\$1,341,785	Barnyard Runoff; Manure Storage; Roofed Heavy Use Area Protection (HUAP) and Manure Stacking areas; Stream Crossing	1	Waste Storage Facility, Diversion, Grass Filter Area	\$204,295
<u>Lancaster</u>	35	31	\$1,677,974	Grassed Waterways & Diversions; Roofed Manure Stacking areas & HUAP	4	Grassed Waterway; Roofed HUAP; Waste Storage	\$531,700
<u>Lebanon</u>	4	(4 pending)	\$357,000 (pending approval)	HUA Protection, Waste Storage Facilities	*	*	0
<u>York</u>	19	17	\$151,919	Grassed Waterway ; Cover Crop Planting(395+ac.)	350+ ac	Cover Crops, Diversion	\$21,109
<u>TOTAL</u>		82	\$5,108,125.00 (\$357,000)				\$1,171,286.00



COMMONWEALTH OF PENNSYLVANIA
STATE CONSERVATION COMMISSION

DATE: February 28, 2022
TO: State Conservation Commission
FROM: Johan E. Berger, Program Manager
 Financial, Certification and Conservation District Programs
SUBJ: 2021 Program Accomplishments: Nutrient and Odor Management Specialist;
 Commercial Manure Hauler & Broker Certification programs

Certification Program Summary

State Conservation Commission staff facilitate training and certification programs for persons interested in 'commercial' or 'public' certification to develop or review nutrient management or odor management plans under the Act 38 *Nutrient Management* and *Facility Odor Management* programs. Training is also facilitated for commercial manure haulers and brokers seeking certification under the Act 49 *Commercial Manure Hauler and Broker Certification* program.

Program Accomplishments (January 1, 2021, to December 31, 2021)

1. Due to the necessity to adhere to continued Coronavirus (COVID-19) workplace closures and meeting recommendations, the Spring & Fall 2021 training cycles for the Nutrient Management Specialist Certification training and Commercial Manure Hauler and Broker certification training have been reformatted to virtual classroom instruction and/or modified field instruction where appropriate and feasible.
 - a. Nutrient Management Specialist Certification training - The Spring & Fall 2021 training cycles began in March & August 2021, respectively, with 24 individuals completing the necessary certification coursework to achieve provisional certification in commercial and public certification categories. Each cycle includes twelve (12) days of training in eight (8) courses. The Spring 2022 certification cycle will begin on March 23, 2022.
 - b. Commercial Manure Hauler and Broker certification training - Program staff conducted an 'in-person' certification training in March and October 2021 while following PA Department of Health and federal CDC COVID-19 guidance for group gatherings. Program staff continue to evaluate and redevelop delivery formats of regularly offered training events under the program in order to facilitate these trainings. Each cycle contains two (2) days of coursework. Seventeen (17) commercial manure haulers and eleven (11) brokers completed their required coursework and certification requirements. Winter 2022 certification programs were held on January 17, 2022, and planned for March 15, 2022.

2. Program staff performed 30 reviews of nutrient management plan reviews for certification requirements. *Note: This is an internal review conducted on NMPs under review by public review specialists seeking final certification.*

3. Program staff issued the following licenses to individuals, in 2021 who successfully completed 'final' certification requirements and/or continuing education requirements for license renewals:

a. Nutrient Management and Odor Management Specialists	85
b. Nutrient Management Specialist (Provisional license)	28
c. Commercial Manure Haulers and Brokers:.....	<u>257</u>
Total	370

4. Total licenses monitored and maintained by Commission staff on behalf of PDA:

a. Nutrient Management Specialists	257
b. Commercial Manure Haulers and Brokers.....	630
c. Odor Management Specialists	<u>37</u>
Total	924

6. Approved credits for eligible continuing education programs scheduled and conducted up to December 31, 2021:

a. Nutrient Management & Odor Management Specialist certification	50 events
b. Commercial Manure Hauler and Broker certification:	17 events
Total	67



BUILDING BRIDGES

Farmers * Municipalities * Citizens
Conservation Districts * Agribusiness

To: Members
State Conservation Commission
March 8, 2022

From: Shelly Dehoff
Agriculture/Public Liaison
Through: Karl G. Brown, Executive Secretary
State Conservation Commission

Re: Agricultural Ombudsman Program Update

Activities: Since mid-January 2021, I have taken part or assisted in a number of events, including the following:

- Coordinating manure injection educational and promotion effort for farmers in Lancaster County, and handling incentive program applications and invoice payment processing.
 - Providing explanation of manure injection incentive program to people outside of Lancaster Co as other funding sources are becoming available for manure injection
 - Working with larger “brain trust” about manure injection to make sure all topics are covered, beyond just LCCD’s injection incentive program grant
- Events as South Central Task Force Agriculture Subcommittee Planning Specialist:
 - Hosted/facilitated February Subcommittee meetings
 - Participating in meetings with PDA, PSP, Extension about handling animals in humane/cruelty situations and working with animal rescues to get them certified to receive these animals
 - Offered 5 “Stop the Bleed” trainings at all 5 Messick’s Open Houses in late January
 - Offered 1 “Stop the Bleed” training at the York County Crops meeting
 - Offered 1 general Ag Safety/mental health session at Messick’s Open House
 - Working to procure more grain bin rescue kits for region
 - Finalizing speaker details for regional Homeland Security Conf (FBI, Customs and Border Patrol)
- Participated and recorded minutes for January and February Lancaster Co. Agriculture Council meetings (virtually)
- Coordinated Conservation Foundation of Lanc Co meetings and an Exec Comm meeting
- Attended meeting with western PA Ombudsman and Secretary Redding, Deputy Secretary Hostetter and SCC staff to discuss recent accomplishments and future goals of the Ombudsman Program
- Still promoting biosecurity signs and brochures, designed for a non-ag audience who may not understand the importance of respecting biosecurity on farms, and how their actions may impact local farms
- Listened to virtual PACD Staff Meeting
- Listened to first day of PA Agency Ag Meeting
- Participated in Lancaster Farm and Home Foundation’s “Next Generation” day for FFA students and manned the career fair booth

Local Government Interaction: I have been asked to provide educational input regarding agriculture:

Chester Co—ongoing participation in Mushroom Farmers of PA, and Phorid Fly Action Group virtual meetings

Regional—regional municipal organization asked for input about Ag zoning requirements; been ongoing discussion off and on for years; they are working on model ordinance

Moderation or Liaison Activities: I have been asked to provide moderation or liaison assistance with a particular situation:

Lancaster Co—received call about farmer/neighbor biosolids application issue, use of “masking agent” questions

Lancaster Co—more liaison efforts between farmer and LCCD E&S Dept for proposed animal operation

Berks Co—farm owner with concerns with township restrictions on burning among other concerns; suggested she submit an ACRE ordinance review request

Research and Education Activities:

Statewide—Working with Ag Council about CAOs/CAFOs being officially recognized as “normal ag operations”

Lancaster Co—received request about research results for composting animals that have barbiturates in them, or what incineration options farmers with small animals have

Fly Complaint Response Coordination: I have taken complaints or am coordinating fly-related issues in:

None currently