

# Act 49 Broker/Importer Agreement

## Manure Exported Outside of Pennsylvania

*Developed consistent with the PA Nutrient and Odor Management Act Program*

- 1) This agreement is entered into on \_\_\_\_\_, by \_\_\_\_\_  
(the “broker”) who will supply manure, and \_\_\_\_\_ (the  
“importer”), who will receive the manure from the broker.
- 2) The purpose of this agreement is to set forth the mutual responsibilities and understanding of the parties with respect to the export of manure from the broker to the importer.
- 3) The broker is located at (state, county, twp, and address): \_\_\_\_\_  
\_\_\_\_\_
- 4) The broker will, as the supply of manure allows, provide the following amounts of manure during the seasons outlined below:

**Tons of (Species) manure, per season:**

**Spring** \_\_\_\_\_ **Summer** \_\_\_\_\_ **Fall** \_\_\_\_\_ **Winter** \_\_\_\_\_

**Gallons of (Species) manure, per season:**

**Spring** \_\_\_\_\_ **Summer** \_\_\_\_\_ **Fall** \_\_\_\_\_ **Winter** \_\_\_\_\_

**Total planned manure exported: (supply of manure may be less than what is planned)**

**Tons of (Species) manure:** \_\_\_\_\_

**Gallons of (Species) manure:** \_\_\_\_\_

*If multi-species are planned, please add additional lines:*

- 5) The importer's location and other relevant information as it relates to this manure export, is as follows:
  - a) **Phone number:** \_\_\_\_\_
  - b) **County(s):** \_\_\_\_\_
  - c) **Address:** \_\_\_\_\_
  - d) **Proposed usage of the imported manure (include acres where relevant):** \_\_\_\_\_  
\_\_\_\_\_
- 6) The broker will use a Manure Export Sheet to record all manure exported to the importer. These Manure Export Sheets are available from the county conservation district or the State Conservation Commission. Computer generated forms other than the manure export sheet may be used if they contain the same information as, and are reasonably similar in format to, the forms available from the State Conservation Commission or the conservation district.

- 7) Records relating to the export of manure shall be prepared by the broker in accordance with the following requirements of the Nutrient and Odor Management Act regulations:
  - a) A Manure Export Sheet shall be used to document all manure exports for their records
    - A copy of the Manure Export Sheet shall be provided to the importer
    - A copy of the Manure Export Sheet shall be retained on site by the broker
  - b) Records shall be maintained by the broker for a minimum of 3 years
- 8) The importer agrees to store, handle and apply the manure in accordance with appropriate state, federal and local requirements relevant to the importing operation. Where applicable, the importer shall properly store manure received from the broker in accordance with the provisions of the Manure Management Manual and the Pa Technical Guide and shall not cause contamination of surface or ground water. This shall include manure stacked in application fields which may not be retained in fields for >120 days unless covered or otherwise protected; unless regulations exist that would supersede these requirements.
- 9) This agreement shall remain in full effect unless terminated by either party upon thirty days prior written notice to the other party. If this agreement is terminated, the broker shall notify the county conservation district office that approved their nutrient management plan, of the termination.

**Broker Signature, Name and Date**

\_\_\_\_\_ (signature)  
 \_\_\_\_\_ (name)  
 \_\_\_\_\_ (date)

**Importer Signature, Name and Date**

\_\_\_\_\_ (signature)  
 \_\_\_\_\_ (name)  
 \_\_\_\_\_ (date)