

# HOUSE BILL 319

M4

71r2089  
CF 71r2084

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By: **Garrett County Delegation and Allegany County Delegation**

Introduced and read first time: January 31, 2007

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Agricultural Land Preservation Foundation – Allegany County and**  
3 **Garrett County – Coal Rights**

4 FOR the purpose of prohibiting regulations and procedures adopted by the Maryland  
5 Agricultural Land Preservation Foundation for the establishment and  
6 monitoring of agricultural districts from requiring, in Allegany County and  
7 Garrett County, a coal rights owner or lessee to subordinate its interest to the  
8 Foundation's interest under certain circumstances; requiring that a certain  
9 report be submitted by a certain date; and generally relating to the Maryland  
10 Agricultural Land Preservation Foundation.

11 BY repealing and reenacting, with amendments,  
12 Article – Agriculture  
13 Section 2–509(c)  
14 Annotated Code of Maryland  
15 (1999 Replacement Volume and 2006 Supplement)

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

18 **Article – Agriculture**

19 2–509.

20 (c) Regulations and procedures adopted by the Foundation for the  
21 establishment and monitoring of agricultural districts may not require, in Garrett

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 County or Allegany County, a natural gas **OR COAL** rights owner or lessee to  
2 subordinate its interest to the Foundation's interest if the Foundation determines that  
3 exercise of the natural gas **OR COAL** rights will not interfere with an agricultural  
4 operation conducted on land in the agricultural district.

5 SECTION 2. AND BE IT FURTHER ENACTED, That on or before October 1,  
6 2010, the Agricultural Land Preservation Foundation shall submit a report to the  
7 Governor and, subject to § 2-1246 of the State Government Article, to the General  
8 Assembly that evaluates the impact of this Act on the quality of agricultural land  
9 preserved and the Foundation's agricultural land preservation activities under the  
10 Agricultural Land Preservation Foundation.

11 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2007.