

HOUSE BILL 745

P2, P1

(71r1868)

ENROLLED BILL

— *Health and Government Operations / Education, Health, and Environmental Affairs* —

Introduced by **Delegates Stein, Cardin, Cane, Mizeur, ~~and Morhaim~~ Morhaim, Hammen, Beitzel, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Kullen, McDonough, Montgomery, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Tarrant, V. Turner, and Weldon**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **State-Owned Heavy Equipment and Heating Equipment - Biodiesel Fuel**
3 **Requirement**

4 FOR the purpose of requiring the State to ensure that at least a certain percentage of
5 certain heating equipment in State buildings and heavy equipment owned by
6 the State in certain fiscal years use, subject to availability, a blend of fuel
7 containing at least a certain percentage of biodiesel fuel; exempting certain

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 heating equipment and heavy equipment; and generally relating to the use of
2 biodiesel fuel in heating equipment in State buildings and heavy equipment
3 owned by the State.

4 BY repealing and reenacting, with amendments,
5 Article – State Finance and Procurement
6 Section 14–408
7 Annotated Code of Maryland
8 (2006 Replacement Volume and 2006 Supplement)

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

11 **Article – State Finance and Procurement**

12 14–408.

13 (a) In this section, “biodiesel fuel” means:

14 (1) a fuel, comprised of mono–alkyl esters of long chain fatty acids
15 derived from vegetable oils or animal fats, that is designated B100 and meets the
16 requirements of ASTM D 6751 and its successors; or

17 (2) a blend of biodiesel fuel meeting ASTM D 6751 with
18 petroleum–based diesel fuel, designated as BXX, where XX represents the volume
19 percentage of biodiesel fuel in the blend.

20 (b) In fiscal year 2008 and in each subsequent fiscal year, the State shall
21 ensure that at least 50% of the vehicles using diesel fuel in the State vehicle fleet use a
22 blend of fuel that is at least 5% biodiesel fuel.

23 **(C) IN FISCAL YEAR 2009 AND IN EACH SUBSEQUENT FISCAL YEAR, THE**
24 **STATE SHALL ENSURE THAT AT LEAST 50% OF THE HEAVY EQUIPMENT OWNED**
25 **BY THE STATE USING DIESEL FUEL AND AT LEAST 50% OF THE HEATING**
26 **EQUIPMENT IN STATE BUILDINGS THAT USES NORMAL OR #2 HEATING OIL USE,**
27 **SUBJECT TO AVAILABILITY, A BLEND OF FUEL THAT IS AT LEAST 5% BIODIESEL**
28 **FUEL.**

29 [(c)] **(D)** This section does not apply to any State vehicle, **PIECE OF HEAVY**
30 **EQUIPMENT, OR HEATING EQUIPMENT** for which mechanical failure due to use of
31 biodiesel fuel will void the manufacturer’s warranty for that vehicle, **PIECE OF HEAVY**
32 **EQUIPMENT, OR HEATING EQUIPMENT.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2007.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.